

viding that such books shall remain the property of the State and for the disposition of worn-out books; providing the method to be followed by teachers and principals in procuring books for their pupils; requiring teachers and school officers to make reports of the use, care and condition of such textbooks, and providing that the salary of any teacher or employe who neglects may be withheld; providing that the State Superintendent may make rules for the requisition, distribution, care, use and disposal of such books and that the local boards and school trustees shall have the power to make rules for local application; providing for the placing of printed labels on such books and numbering same and for the keeping of a record of all books issued to each pupil; providing for the fumigation of all books before reissuance; authorizing the sale of books to parents and pupils and to institutions of learning; providing that all moneys accruing from the sale of books and from other sources shall become a part of the State Text-book Fund; providing for the handling of complaints with reference to the prompt delivery of school books and for requisitions for supplementary books; fixing a penalty for a violation of the act; repealing all laws in conflict herewith, and declaring an emergency."

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

#### FORTY-SIXTH DAY.

(Wednesday, March 18, 1925.)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Satterwhite.

The roll was called and the following members were present:

Acker.	Bobbitt.
Albritton.	Boggs.
Alexander	Brown.
of Bastrop.	Bryant.
Alexander	Cade.
of Limestone.	Carter.
Atkinson.	Chitwood.
Avis.	Coffey.
Baker of Orange.	Conway.
Baker of Panola.	Coody.
Barker.	Covey.
Barron.	Cox of Lamar.
Bean.	Cox of Navarro.
Bedford.	Cummings.
Bird.	Dale.
Blount.	Daniels.

Davis of Dallas.	McGill.
Davis of Wood.	McKean.
DeBerry.	Montgomery.
Dielmann.	Moore.
Dinkle.	Nicholson.
Donnell.	Parish.
Downs.	Pavlica.
Dunlap.	Pearce.
Dunn of Falls.	Perdue.
Dunn of Hopkins.	Petsch.
Durham.	Poage.
Enderby.	Pool.
Farrar.	Pope.
Faulk.	Powell.
Fields.	Purl.
Finlay.	Rawlins.
Florence.	Raymer.
Foster.	Renfro.
Frnka.	Rice.
Graves.	Robinson.
Gray.	Rogers.
Hagaman.	Rowell.
Hall.	Runge.
Harman.	Sanford.
Harper.	Shearer.
High.	Sheats.
Hollowell.	Simmons.
Hoskins.	Sinks.
Hull.	Smith of Nueces.
Irwin.	Smith of Travis.
Jacks.	Smyth.
Jasper.	Sparks.
Johnson.	Stell.
Jones.	Stevenson.
Jordan.	Storey.
Justice.	Stout.
Kayton.	Strong.
Kemble.	Taylor.
Kenyon.	Teer.
King.	Thompson.
Kittrell.	Tomme.
Laird.	Veatch.
Lane of Hamilton.	Wade.
Lane of Harrison.	Walker.
Lipscomb.	Wallace.
Loftin.	Webb.
Low.	Wells.
Mankin.	Westbrook.
Masterson.	Wester.
Maxwell.	Williamson.
McDonald.	Wilson.
McDougald.	Woodruff.
McFarlane.	Young.

Absent.

Amsler.	Merritt.
Bartlett.	Morris.
Bateman.	Rowland.
Bonham.	Simpson.
Kinnear.	Stautzenberger.
McBride.	Stevens.
McNatt.	

A quorum was announced present.  
Prayer was offered by Rev. J. C. Mitchell, Chaplain.

## MESSAGE FROM THE SENATE.

Senate Chamber,  
Austin, Texas, March 18, 1925.  
Hon. Lee Satterwhite, Speaker of the  
House of Representatives.

Sir: I am directed by the Senate to  
inform the House that the Senate has  
passed

H. C. R. No. 54, Relating to a new  
lighting system for the Capitol.

H. C. R. No. 56, Relating to the  
meeting of Grand Lodge of Texas Inde-  
pendent Order of Odd Fellows.

The Senate has adopted the Free  
Conference Committee report on Senate  
bill No. 174.

Respectfully,  
MORRIS C. HANKINS,  
Assistant Secretary of the Senate.

RECOMMENDING CONSCRIPTION OF  
PROPERTY FOR WAR PUR-  
POSES.

Mr. Laird offered the following reso-  
lution:

H. C. R. No. 57, Relating to certain  
Federal Constitution amendment.

Whereas, There is pending at this  
time before the Congress of the United  
States an amendment to the Federal  
Constitution providing that in the event  
of war the property of the people of the  
United States shall be subject to con-  
scription in the same manner as the  
persons, the lives and liberties of the  
people are now subject to conscription;  
and

Whereas, Such an amendment would  
discourage war, which might be brought  
about by those who would profit there-  
by; and

Whereas, The right to take property  
would be an asset in the event of war;  
and

Whereas, The lives and liberties of  
the people are more precious than their  
properties; therefore, be it

Resolved by the House of Representa-  
tives of the State of Texas, That we re-  
quest the Congress of the United States  
to submit this amendment to the va-  
rious States for their adoption or re-  
jection; and be it further

Resolved, That the Chief Clerk of the  
House be instructed to forward one copy  
of this resolution to both Senators and  
to each member of the House of Repre-  
sentatives from Texas in the Congress  
of the United States.

The resolution was read second time.

Mr. Young offered the following  
amendment to the resolution:

Amend resolution by striking out  
"property" wherever it occurs and in-  
sert in lieu thereof "wealth." Also  
strike out "properties" and insert  
"money."

Mr. Bobbitt moved to table the  
amendment.

Mr. Bryant moved the previous ques-  
tion on the pending amendment and the  
resolution, and the main question was  
ordered.

Question recurring on the motion to  
table, yeas and nays were demanded.

The motion to table prevailed by the  
following vote:

Yeas—73.

Acker.	Lane of Hamilton.
Albritton.	Lane of Harrison.
Baker of Orange.	Lipscomb.
Barron.	Masterson.
Bean.	McDonald.
Bedford.	McFarlane.
Bobbitt.	McGill.
Brown.	Montgomery.
Carter.	Moore.
Chitwood.	Nicholson.
Coffey.	Parish.
Conway.	Pavlica.
Cox of Navarro.	Perdue.
Davis of Dallas.	Petsch.
DeBerry.	Pope.
Dielmann.	Purl.
Dinkle.	Rawlins.
Downs.	Raymer.
Dunlap.	Renfro.
Dunn of Falls.	Robinson.
Dunn of Hopkins.	Rogers.
Farrar.	Rowell.
Fields.	Runge.
Finlay.	Sanford.
Frnka.	Shearer.
Hall.	Simmons.
Harman.	Smith of Nueces.
Harper.	Smith of Travis.
High.	Stell.
Hull.	Stevenson.
Jacks.	Strong.
Jasper.	Taylor.
Jordan.	Tomme.
Justice.	Veatch.
Kayton.	Walker.
Kenyon.	Wells.
King.	Woodruff.
Laird.	

Nays—34.

Alexander	Davis of Wood.
of Limestone.	Enderby.
Baker of Panola.	Faulk.
Barker.	Florence.
Boggs.	Gray.
Bryant.	Hollowell.
Coody.	Hoskins.
Cummings.	Low.
Dale.	Mankin.

McKean.	Thompson.
Pearce.	Wallace.
Poage.	Webb.
Pool.	Wester.
Powell.	Williamson.
Sinks.	Wilson.
Sparks.	Young.
Stout.	

Present—Not Voting.

Kittrell.	Wade.
Rice.	

Absent.

Alexander	Johnson.
of Bastrop.	Jones.
Amsler.	Kemble.
Atkinson.	Kinnear.
Avis.	Loftin.
Bartlett.	Maxwell.
Bateman.	McBride.
Bird.	McDougald.
Blount.	McNatt.
Bonham.	Merritt.
Cade.	Morris.
Covey.	Rowland.
Cox of Lamar.	Sheats.
Daniels.	Simpson.
Donnell.	Smyth.
Durham.	Stautzenberger.
Foster.	Stevens.
Graves.	Storey.
Hagaman.	Teer.
Irwin.	Westbrook.

Question recurring on the resolution,  
yeas and nays were demanded.

The resolution was adopted by the  
following vote:

Yeas—87.

Acker.	Downs.
Albritton.	Dunlap.
Alexander	Dunn of Falls.
of Bastrop.	Dunn of Hopkins.
Alexander	Enderby.
of Limestone.	Farrar.
Baker of Orange.	Fields.
Baker of Panola.	Finlay.
Barker.	Gray.
Barron.	Hall.
Bean.	Hollowell.
Bedford.	Hoskins.
Bobbitt.	Hull.
Boggs.	Jacks.
Brown.	Jasper.
Bryant.	Jordan.
Carter.	Justice.
Chitwood.	Kayton.
Coffey.	Kenyon.
Covey.	King.
Cox of Navarro.	Kittrell.
Dale.	Laird.
Davis of Wood.	Lane of Harrison.
DeBerry.	Lipscomb.
Dielmann.	McDonald.
Dinkle.	McFarlane.

McKean.	Shearer.
Montgomery.	Simmons.
Nicholson.	Smith of Nueces.
Pavlica.	Stell.
Pearce.	Stevenson.
Perdue.	Stout.
Petsch.	Strong.
Pool.	Taylor.
Pope.	Thompson.
Powell.	Tomme.
Purl.	Veatch.
Rawlins.	Wade.
Raymer.	Walker.
Robinson.	Webb.
Rogers.	Wells.
Rowell.	Wester.
Runge.	Williamson.
Sanford.	Woodruff.

Nays—22.

Avis.	Low.
Cade.	McGill.
Conway.	Moore.
Coody.	Poage.
Durham.	Renfro.
Faulk.	Rice.
Florence.	Sinks.
Frnka.	Smith of Travis.
Hagaman.	Sparks.
Harman.	Wilson.
High.	Young.

Present—Not Voting.

Lane of Hamilton.

Absent.

Amsler.	Loftin.
Atkinson.	Mankin.
Bartlett.	Masterson.
Bateman.	Maxwell.
Bird.	McBride.
Blount.	McDougald.
Bonham.	McNatt.
Cox of Lamar.	Merritt.
Cummings.	Morris.
Daniels.	Parish.
Davis of Dallas.	Rowland.
Donnell.	Sheats.
Foster.	Simpson.
Graves.	Smyth.
Harper.	Stautzenberger.
Irwin.	Stevens.
Johnson.	Storey.
Jones.	Teer.
Kemble.	Wallace.
Kinnear.	Westbrook.

#### CONFERENCE COMMITTEE REPORT ON HOUSE BILL NO. 76.

Mr. Sanford, chairman, submitted the  
following conference committee report  
on House bill No. 76:

Committee Room,  
Austin, Texas, March 14, 1925.

Hon. Barry Miller, President of the Senate, and Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sirs: We, your conference committee, appointed to adjust the differences between the House and Senate on

H. B. No. 76, A bill to be entitled "An Act relative to fur-bearing animals; regulating, licensing and controlling the taking, trapping, killing and handling such animals and the buying, selling, trading in, dealing in, or handling of the pelts or furs of such animals; enacting the provisions, offenses, penalties, regulations and requirements necessary and incident to such subject and purpose; regulating the taking of certain fur-bearing animals or their pelts for barter or sale; declaring them to be the property of the people of the State; defining trapper, prescribing resident, non-resident, and alien trappers' licenses; defining fur dealer, prescribing fur dealer's license and designating dealer's duties; defining resident, non-resident and alien; providing form of trapper's and dealer's licenses, their distribution; providing for certain exemptions; regulating the season; providing for disposition of funds; designating certain illegal acts; defining inclosed lands; defining posted land; prescribing penalty for violation; providing for enforcement, and declaring an emergency."

Have had the same under consideration and beg leave to report back to the two houses that we have adjusted the differences between the House and the Senate and recommend the passage of the following substitute bill:

H. B. No. 76, A bill to be entitled "An Act relative to fur-bearing animals; regulating, licensing and controlling the taking, trapping, killing and handling such animals; enacting the provisions, offenses, penalties, regulations and requirements necessary and incident to such subject and purpose; regulating the taking of certain fur-bearing animals or their pelts for barter or sale; declaring them to be the property of the people of the State; defining trapper, defining resident, non-resident and alien; providing form of trapper's licenses, their distribution; providing for certain exemptions; regulating the season; closing season on certain animals; providing for disposition of funds; designating certain illegal acts; defining

inclosed lands; defining posted lands; prescribing penalty for violation; providing for enforcement, and declaring an emergency."

Be it enacted by the Legislature of the State of Texas:

Section 1. All the fur-bearing animals of this State are hereby declared to be the property of the people of this State. For the purposes of this act, wild beaver, wild otter, wild mink, wild ring-tail cat, wild badger, wild polecat or skunk, wild raccoon, wild muskrat, wild opossum, wild fox and wild civet cat are hereby declared to be fur-bearing animals.

Sec. 2. The term trapper as used under the provisions of this act is any person who traps, kills or takes any of the animals or pelts thereof, herein mentioned, for the purpose of sale or barter.

Sec. 3. All residents, non-residents, and alien trappers desiring to trap, kill or take any of the wild fur-bearing animals or the pelts thereof mentioned in Section 1 of this act, for sale or barter, shall procure a license to do so, as hereinafter provided, and any person who fails to procure such license as herein provided for, shall be deemed guilty of a misdemeanor, which license shall expire February 15 after date of issuance and shall entitle the holder to trap or take any of the fur-bearing animals or the pelts thereof, mentioned in Section 1 of this act, for sale or barter, during the season when it is lawful to do so; which license shall state the residence, age, height, weight, color of hair and color of eyes of the licensee. The fee for each resident license shall be one dollar (\$1), ten cents of which shall be retained by the officer issuing and reporting the same as his commission. The fee for a non-resident or an alien license shall be fifty dollars (\$50) for each county in which said alien or non-resident shall take, kill or trap such animals, five dollars of which shall be retained by the officer issuing and reporting the same as his commission.

Sec. 4. For the purposes of this act a resident trapper of this State is any person who has been a bona fide resident of this State for a period of time exceeding twelve months continuously and immediately before applying for a trapper's license. A non-resident is any person who is a citizen of any other State of the United States of America or who has not continuously and immediately preceding the time of applying

for a trapper's license been a bona fide resident of the State of Texas for a period of twelve months. An alien is any person who is not a natural-born American citizen or who has not received the final naturalization papers of United States citizenship.

Sec. 5. The Game, Fish and Oyster Commissioner shall cause to be printed blank trapper's license which shall contain the requirements as provided for in Section 3 of this act, and shall distribute the same to his deputies and to various county clerks of the State of Texas, taking their receipts therefor by numbers and quantity, and it is hereby declared to be the duty of the Game, Fish and Oyster Commissioner, his deputies and the county clerks of this State, to issue licenses as provided in this act, and to make reports and remittances therefor, which reports and remittances shall be made during the first week of the month, succeeding such sale.

Sec. 6. Owners and tenants and their children who are residents, as defined in this act, shall have the right to kill or take from their premises any of the fur-bearing animals or pelts thereof for sale or barter during the time when it is lawful to do so, without procuring a trapper's license.

Sec. 7. The term tenant as herein used shall mean any person who has resided on the land they occupy for a period in excess of twelve months continuously and who shall have the same rented or leased for agricultural or grazing purposes.

Sec. 8. It shall be unlawful for any person to kill, take or have in his possession for barter or sale within a period of ten years of the passage of this act, any wild beaver, wild otter, or wild fox or the pelts thereof.

Sec. 9. It shall be unlawful for any person to kill, or take for sale or barter, any of the wild fur-bearing animals, muskrats excepted, or other pelts permitted to be killed or taken by this act, for sale or barter, between the fifteenth day of February and the thirtieth day of November, of any year, both days included, in the closed season. The prohibited or closed season on muskrats shall be from March 15 to November 15.

Sec. 10. All moneys collected from the fines and penalties for the violation of this act, and all moneys collected from the sale of trapper's licenses shall belong to the special game fund of this State, and shall be paid over by the

Game, Fish and Oyster Commissioner to the Treasurer of the State during the first week of each month, and shall be credited to such special game fund for the enforcement of this act and the game laws in general, provided county attorneys shall receive ten per centum and officers making collection five per centum of any fines or fine assessed for violations of this act.

Sec. 11. It shall be unlawful for any person to trap, or set any trap or dead-fall on the inclosed lands of another without the consent or permission of the owner of said land.

Sec. 12. It shall be unlawful for any person, at any time, to trap or kill upon the posted or inclosed lands of another, or be in possession of a muskrat or the hide of such animal, without the consent of the owner or lessee of such lands to trap thereon, provided that such person may, in relief against this provision, show a rightful, legal possession of such muskrats or the hides of such animals.

Sec. 13. It shall be unlawful for any person to destroy the beds, nests or breeding places of any muskrat or muskrats, or to take or kill any of such animals except by trapping; provided, however, that any person shall have the right to kill such animal upon his own premises at any time by any means.

Sec. 14. It shall be unlawful for any person to purchase the hide or furs of muskrats on the land of another, taken or trapped on the lands of another, from any person other than the owner of such land or the duly authorized agent of such owner.

Sec. 15. By inclosed land is meant any land inclosed by a fence or fences, or by water, or partly by fence and partly by water, or by any barrier, natural or artificial, that is used by owners as methods or means of inclosure.

Sec. 16. Posted land within the meaning of this act shall have signs at the gate or gates and at any streams entering said inclosure reading "Posted" in a conspicuous place, shall be deemed posted within the meaning of this act.

Sec. 17. Any person required to procure a license under this act who fails to carry said license on his person when trapping, killing, or taking any of the fur-bearing animals or the pelts thereof for sale or barter, or who fails or refuses to exhibit the same to any officer authorized to enforce the laws of this State or who uses the license of another or permits another to use his

license shall be deemed guilty of a misdemeanor.

Sec. 18. It shall be unlawful for any person required by this act to procure a trapper's license to kill or take any of the fur-bearing animals or the pelts thereof mentioned in this act, for the purpose of sale or barter, without having procured a license to do so, as required by Section 3 of this act.

Sec. 19. It shall be the duty of the Game, Fish and Oyster Commissioner and his deputies to enforce the provisions of this act.

Sec. 20. Every person violating any of the provisions of this act, shall, upon conviction, be punished by a fine of not less than ten dollars nor more than one hundred dollars.

Sec. 21. That all laws and parts of laws in conflict herewith be and the same are hereby repealed.

Sec. 22. If any section of this bill shall be held unconstitutional it shall not affect any other section of this bill, and all sections save the one that may be declared unconstitutional shall continue to be in full force and effect.

Sec. 23. The fact that there is now no adequate law relating to fur-bearing animals creates an imperative public necessity that the constitutional rule requiring bills to be read on three several days be and the same is hereby suspended, and that this act take effect and be in force from and after its passage, and it is so enacted.

Respectfully submitted,

HOLLOWELL,  
MOORE of Hunt,  
MURPHY,  
WOOD,  
TRIPLETT,

On the part of the Senate.

FINLAY,  
SANFORD,  
BAKER of Orange,  
McFARLANE,  
STOREY,

On the part of the House.

On motion of Mr. Sanford, the report was adopted.

#### MESSAGE FROM THE SENATE.

Senate Chamber,  
Austin, Texas, March 18, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. B. No. 303, A bill to be entitled

"An Act amending Chapter 57 of the General Laws of the First Called Session of the Thirty-seventh Legislature, relating to the State penitentiary system; providing for the relocation of the State penitentiary system; providing for the disposition of the penitentiary property to accomplish the purpose of this act; providing for a modern penitentiary system and facilities; providing for the operation and maintenance of said system; providing the necessary officers, agents and employes and making the necessary appropriations to carry out the purpose of this act, and declaring an emergency," with amendments.

Respectfully,

MORRIS C. HANKINS,

Assistant Secretary of the Senate.

#### RELATING TO RAISING REVENUE FOR STATE.

The Speaker laid before the House, as unfinished business, for consideration at this time, resolution by Mr. Stevenson, relating to raising of revenue for State.

Question recurring on the resolution, it was adopted.

#### HOUSE BILL NO. 303 WITH SENATE AMENDMENTS.

Mr. Teer called up from the Speaker's table, with Senate amendments, for consideration of amendments,

H. B. No. 303, A bill to be entitled "An Act amending Chapter 57 of the General Laws of the First Called Session of the Thirty-seventh Legislature, relating to the State penitentiary system; providing for the relocation of the State penitentiary system; providing for the disposition of the penitentiary property to accomplish the purpose of this act; providing for a modern penitentiary system and facilities; providing for the operation and maintenance of said system; providing the necessary officers, agents and employes and making the necessary appropriations to carry out the purpose of this act, and declaring an emergency."

The Speaker laid the bill before the House, and the Senate amendments were read.

Mr. Teer moved that the House concur in the Senate amendments.

Mr. McFarlane moved that the House do not concur in the Senate amendments, and that a Free Conference Committee be requested to adjust the differences between the two houses on the bill.

Mr. Petsch moved to table the motion of Mr. McFarlane.

(Mr. Chitwood in the chair.)

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

## Yeas—70.

Acker.	Lipscomb.
Albritton.	Mankin.
Alexander	Masterson.
of Limestone.	McGill.
Baker of Orange.	Montgomery.
Baker of Panola.	Morris.
Barron.	Nicholson.
Bird.	Parish.
Bobbitt.	Pavlica.
Chitwood.	Petsch.
Conway.	Poage.
Coody.	Pool.
Cox of Lamar.	Pope.
Cox of Navarro.	Powell.
Cummings.	Purl.
Dinkle.	Rawlins.
Dunn of Falls.	Renfro.
Dunn of Hopkins.	Robinson.
Faulk.	Rowell.
Finlay.	Runge.
Florence.	Shearer.
Foster.	Sheats.
Hagaman.	Simmons.
Hall.	Smith of Travis.
Harman.	Strong.
Harper.	Teer.
Hoskins.	Tomme.
Hull.	Veatch.
Irwin.	Wade.
Jasper.	Webb.
Johnson.	Wells.
Jordan.	Westbrook.
Justice.	Wester.
Kayton.	Williamson.
Kenyon.	Wilson.
Kittrell.	Woodruff.
Lane of Harrison.	Young.

## Nays—43.

Alexander	High.
of Bastrop.	Hollowell.
Atkinson.	King.
Avis.	Laird.
Barker.	Lane of Hamilton.
Bean.	McDonald.
Bedford.	McDougald.
Boggs.	McFarlane.
Brown.	Moore.
Bryant.	Pearce.
Carter.	Perdue.
Coffey.	Rogers.
Dale.	Sanford.
Davis of Wood.	Sinks.
DeBerry.	Smith of Nueces.
Donnell.	Stell.
Downs.	Stevens.
Durham.	Stevenson.
Enderby.	Storey.
Farrar.	Stout.
Fields.	Taylor.
Gray.	Walker.

## Present—Not Voting.

## Cade.

## Absent.

Amsler.	Loftin.
Bartlett.	Low.
Bateman.	Maxwell.
Blount.	McBride.
Bonham.	McKean.
Covey.	McNatt.
Daniels.	Merritt.
Davis of Dallas.	Raymer.
Dielmann.	Rice.
Dunlap.	Rowland.
Frnka.	Simpson.
Graves.	Smyth.
Jacks.	Sparks.
Jones.	Stautzenberger.
Kemble.	Thompson.
Kinnear.	Wallace.

Mr. Teer moved the previous question on the motion to concur in Senate amendments, and the main question was ordered.

Question recurring on the motion to concur in the Senate amendments, yeas and nays were demanded.

The motion prevailed by the following vote:

## Yeas—73.

Acker.	Kemble.
Alexander	Kenyon.
of Limestone.	Kittrell.
Baker of Orange.	Lane of Harrison.
Baker of Panola.	Lipscomb.
Barron.	Mankin.
Bird.	Masterson.
Bobbitt.	McGill.
Boggs.	McKean.
Chitwood.	Montgomery.
Conway.	Nicholson.
Coody.	Parish.
Cox of Lamar.	Pavlica.
Cox of Navarro.	Petsch.
Cummings.	Poage.
Dielmann.	Pool.
Dinkle.	Powell.
Dunn of Falls.	Purl.
Dunn of Hopkins.	Rawlins.
Faulk.	Renfro.
Finlay.	Robinson.
Florence.	Rowell.
Foster.	Runge.
Hagaman.	Shearer.
Hall.	Sheats.
Harman.	Smith of Nueces.
Harper.	Smith of Travis.
Hoskins.	Stevens.
Hull.	Strong.
Irwin.	Teer.
Jasper.	Tomme.
Johnson.	Veatch.
Jordan.	Wade.
Justice.	Webb.
Kayton.	Wells.

Westbrook.  
Wester.  
Williamson.

Wilson.  
Woodruff.  
Young.

Nays—39.

Albritton.  
Alexander  
of Bastrop.  
Atkinson.  
Avis.  
Barker.  
Bean.  
Bedford.  
Bryant.  
Carter.  
Coffey.  
Dale.  
Davis of Wood.  
DeBerry.  
Donnell.  
Downs.  
Durham.  
Enderby.  
Farrar.  
Fields.

Gray.  
High.  
Hollowell.  
King.  
Laird.  
Lane of Hamilton.  
McDougald.  
McFarlane.  
Moore.  
Pearce.  
Rogers.  
Sanford.  
Simmons.  
Sinks.  
Smyth.  
Stell.  
Stevenson.  
Stout.  
Taylor.  
Walker.

Present—Not Voting.

Cade.

Absent.

Amsler.  
Bartlett.  
Bateman.  
Blount.  
Bonham.  
Brown.  
Covey.  
Daniels.  
Davis of Dallas.  
Dunlap.  
Frnka.  
Graves.  
Jacks.  
Jones.  
Kinnear.  
Loftin.  
Low.

Maxwell.  
McBride.  
McDonald.  
McNatt.  
Merritt.  
Morris.  
Perdue.  
Pope.  
Raymer.  
Rice.  
Rowland.  
Simpson.  
Sparks.  
Stautzenberger.  
Storey.  
Thompson.  
Wallace.

Mr. Teer moved to reconsider the the vote by which the House concurred in the Senate amendments, and to table the motion to reconsider.

The motion to table prevailed.

#### CONFERENCE COMMITTEE REPORT ON HOUSE BILL NO. 8.

Mr. Shearer called up the Conference Committee report on House bill No. 8, which report was submitted on last Monday.

Mr. Shearer moved that the report be adopted.

Yeas and nays were demanded, and the report was adopted by the following vote:

Yeas—65.

Acker.  
Alexander  
of Limestone.  
Baker of Orange.  
Baker of Panola.  
Bobbitt.  
Boggs.  
Brown.  
Chitwood.  
Coffey.  
Conway.  
Cox of Navarro.  
Cummings.  
Dielmann.  
Dinkle.  
Donnell.  
Dunn of Hopkins.  
Durham.  
Faulk.  
Florence.  
Foster.  
Frnka.  
Hall.  
Harper.  
Hollowell.  
Hoskins.  
Jasper.  
Johnson.  
Jones.  
Jordan.  
Kayton.  
Kemble.  
King.

Kittrell.  
Lane of Harrison.  
Mankin.  
Masterson.  
McDougald.  
McGill.  
McKean.  
Montgomery.  
Moore.  
Nicholson.  
Petsch.  
Pool.  
Rawlins.  
Renfro.  
Robinson.  
Rowell.  
Runge.  
Sanford.  
Shearer.  
Sheats.  
Sinks.  
Smith of Nueces.  
Stevenson.  
Storey.  
Strong.  
Tomme.  
Wade.  
Webb.  
Wells.  
Westbrook.  
Wester.  
Wilson.  
Young.

Nays—30.

Albritton.  
Atkinson.  
Barker.  
Bateman.  
Bean.  
Bedford.  
Bird.  
Bryant.  
Carter.  
Coody.  
Dale.  
Davis of Wood.  
DeBerry.  
Downs.  
Enderby.  
Farrar.  
Fields.  
Graves.  
Gray.

High.  
Hull.  
Justice.  
Laird.  
Lane of Hamilton.  
Lipscomb.  
McFarlane.  
Pavlica.  
Pearce.  
Perdue.  
Purl.  
Raymer.  
Stell.  
Stevens.  
Stout.  
Thompson.  
Veatch.  
Walker.  
Williamson.

Absent.

Alexander  
of Bastrop.  
Amsler.  
Avis.  
Barron.  
Bartlett.  
Blount.  
Bonham.

Cade.  
Covey.  
Cox of Lamar.  
Daniels.  
Davis of Dallas.  
Dunlap.  
Dunn of Falls.  
Finlay.



Hagaman.	Pope.
Harman.	Powell.
Irwin.	Rice.
Jacks.	Rogers.
Kenyon.	Rowland.
Kinnear.	Simmons.
Loftin.	Simpson.
Low.	Smith of Travis.
Maxwell.	Smyth.
McBride.	Sparks.
McDonald.	Stautzenberger.
McNatt.	Taylor.
Merritt.	Teer.
Morris.	Wallace.
Parish.	Woodruff.
Poage.	

(Speaker in the chair.)

#### CONFERENCE COMMITTEE REPORT ON SENATE BILL NO. 3.

Mr. Runge, Chairman, submitted the following Conference Committee report on Senate bill No. 3:

Austin, Texas, March 18, 1925.

Hon. Barry Miller, President of the Senate, and Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sirs: We, your Conference Committee, appointed to adjust the differences between the House and Senate on

S. B. No. 3, A bill to be entitled "An Act declaring all wild animals, wild birds and wild fowl to be the property of the people of this State; to preserve, propagate, distribute and protect the wild game animals, wild game birds and fowls, and wild birds of this State; defining offenses, and prescribing penalties for the violations thereof; providing for the issuance of hunting licenses; providing for the appointment of deputy game, fish and oyster commissioners; prescribing their duties and compensations; making provisions for the creation of a special game fund, and appropriating the same for the purpose of carrying out the provisions of this act; repealing certain laws, and all laws, general and special, in conflict herewith, and declaring an emergency,"

Beg leave to report that we have had said bill under consideration and that we have adjusted the differences between the House of Representatives and the Senate on said bill and wish to recommend the passage of a substitute bill, which substitute bill is as follows, to wit:

A bill to be entitled "An Act declaring all wild animals, wild birds and wild fowl to be the property of the people of this State; to preserve, propagate, distribute and protect the wild game ani-

mals, wild game birds and fowls, and wild birds of this State; defining offenses, and prescribing penalties for the violations thereof; providing for the issuance of hunting licenses; providing for the appointment of deputy game, fish and oyster commissioners; prescribing their duties and compensations; making provisions for the creation of a special game fund, and appropriating the same for the purpose of carrying out the provisions of this act; repealing certain laws, and all laws, general and special, in conflict herewith, and declaring an emergency."

Be it enacted by the Legislature of the State of Texas:

Section 1. All wild animals, wild birds, and wild fowl within the borders of this State are hereby declared to be the property of the people of this State.

Sec. 2. Wild turkey, wild ducks of all varieties, wild geese of all varieties, wild brant, wild grouse, wild prairie chickens or pinnated grouse, wild pheasants of all varieties, wild partridges and wild quail of all varieties, wild pigeons of all varieties, wild mourning doves and wild white-winged doves, wild snipe of all varieties, wild shorebirds of all varieties, wild Mexican pheasants, or chachalacas, and wild plover of all varieties, are hereby declared to be game birds within the meaning of this act.

Sec. 3. Wild deer, wild elk, wild antelope, wild rocky mountain sheep, wild black bear, and wild gray and red squirrels, cat squirrels or fox squirrels, are hereby declared to be game animals within the meaning of this act.

Sec. 4. The term "Closed Season" shall, for the purpose of enforcement of the game laws of this State mean the period of time during which it is unlawful to hunt, kill, attempt to kill, or take any of the game animals, wild fowl, or birds enumerated in this act; and the term "Open Season" shall mean the period of time in which it is lawful to hunt, kill, or take certain game animals, wild fowl, and game birds set forth in this act.

Sec. 5. In order to divide the State for the purpose of better regulating the open and closed seasons for the hunting of the wild game birds and wild game animals of this State, a line following the center of the main track of the International & Great Northern Railroad beginning at Laredo and running thence to San Antonio, thence to Austin, thence to Longview, and thence following the center of the main track of the Texas

& Pacific Railroad to Texarkana, shall constitute a division of the North and South hunting zones of this State. All that portion of the State lying northwesterly of said line shall be known as the North Zone, and all that portion of the State lying southeasterly of said line shall be known as the South Zone.

Sec. 6. There shall be an open season, or period of time when it shall be lawful to hunt, take, or kill such of the game animals and game birds as are named in this section, as follows:

Wild mourning doves, in the South Zone, during the months of November and December of each year; in the North Zone, during the months of September and October of each year.

Wild white-winged doves, in both the North and South Zones, during the months of August and September.

Wild quail of all kinds, and wild Mexican pheasant or Chachalaca in the North Zone, November 16 to the following January 1, both days inclusive; in the South Zone, December 1 to the following January 16, both days inclusive.

Wild turkey gobblers, in both the north and south zones, November 16 to the following December 31, both days inclusive.

Wild rail (other than coot and gallinules), wild black-bellied plover and wild golden plover, and yellow-legs, the months of September and October of each year, in both the north and south zones.

Wild ducks of all kinds (except wild wood ducks), wild geese, wild brant, wild snipe of all kinds, wild gallinules and wild coot or mud hen, in the north zone, October 16 to the following January 31, both days inclusive; in the south zone, November 1 to the following January 31, both days inclusive.

Wild prairie chicken or pinnated grouse, in both the north and south zones, September 1 to September 10, of each year, both days inclusive.

Wild buck deer, wild bear, in both the north and south zones, November 16 to December 31, each year, both days inclusive.

Wild red or fox squirrels and wild gray squirrel, in both the north and south zones, the months of May, June and July, and in the months of October, November and December of each year. Provided, however, that nothing in this act shall prevent the keeping of squirrels in cages as domestic pets; and provided further, that it shall not be unlawful to kill squirrels in the following named counties at any time, to wit: De Witt, Caldwell, Guadalupe, San Saba,

Mason, Gillespie, Llano, Kimble, Menard, Comal, McCulloch, Brown, Kerr, Burnet, Mills, Schleicher and Edwards.

Sec. 7. It shall be unlawful to take, kill or possess any birds or animals in greater number than the daily, weekly or seasonal bag limit or number of such game birds and game animals permitted to be killed or taken, such bag limits to be as follows:

Wild mourning doves and wild white-winged doves, fifteen in any one day, and not more than forty-five in any one week of seven days.

Wild quail of all kinds, and wild Mexican pheasant or chachalaca, twelve in any one day, and not more than thirty-six in any one week of seven days, and all kinds and varieties of these shall be considered in making up the limit of twelve.

Wild turkey gobblers, three during the open season of any one year, as herein provided.

Wild geese and brant of all kinds, four in any one day, and not more than twelve in any one week of seven days.

Wild ducks of all kinds, wild snipe of all kinds, wild black-bellied plover, wild yellow-legs, wild gallinule or Indian hen, and wild coot or mud hen, twenty-five in any one day, and not more than fifty in any one week of seven days; provided, that all kinds and varieties of game birds mentioned in this section shall be considered in making up the daily limit of twenty-five or weekly bag limit of fifty.

Wild prairie chicken or pinnated grouse, five in any one day, and not to exceed ten in the open season of any one year.

Wild buck deer, two during the open season of any one year, as provided in this act.

Wild bear, one during the open season of any one year, as provided in this act.

Wild squirrel, ten in any one day.

Any person killing or taking more than the daily, weekly or seasonal bag limits as set forth in this section; or any person killing, taking, hunting, wounding or shooting at any game bird or game animal at any other time of the year, except during the open season as provided for in this act; or any person killing, taking, capturing, wounding or shooting at any game bird or game animal for which no open season is provided by this act, shall be deemed guilty of a misdemeanor, and upon conviction shall be fined in a sum of not less than ten (\$10) dollars nor more than two hundred (\$200) dollars; and each game

bird or game animal unlawfully taken shall constitute a separate offense.

Sec. 8. It shall be unlawful for any person in this State to kill, catch, wound, take, shoot at or have in possession, living or dead, any wild bird other than a game bird. Any person violating any of the provisions of this section shall be deemed guilty of a misdemeanor and upon conviction shall be fined in a sum of not less than ten (\$10) dollars, nor more than two hundred (\$200) dollars.

Provided, however, that English sparrows, crows, ravens, vultures or buzzards, "rice-birds" identified as harmful, blackbirds, pelicans, roadrunners, and the goshawk, the Cooper hawk or blue darter, the sharp-shinned hawk, the duck hawk, jay birds, sap suckers, woodpeckers, butcher birds or shrike, and the great horned owl are not included among the birds protected by this section; and provided, further, that nothing in this section shall prevent the purchase and sale of canaries and parrots, or the keeping of same in cages as domestic pets.

Sec. 9. It shall be unlawful for any person to sell or offer for sale, or to buy or offer to buy, or to have in possession for sale, or to have in possession after purchase has been made (either by himself or by another), any wild bird, wild fowl, wild game bird, or wild game animal, dead or alive, or any part thereof, protected by this act, except as hereinafter provided. This section, and all other sections in this act, shall apply to any bird or animal coming from without this State; and in prosecutions for violations of this act it shall be no defense that such bird or animal was not taken or killed within this State.

It shall further be unlawful to bring into this State, for any purpose whatever, during the closed season or time when it is unlawful to possess such bird or animal, either alive or dead, any kind of bird or animal protected by this act, except as hereinafter provided.

Any person violating any of the provisions of this section shall be deemed guilty of a misdemeanor, and upon conviction shall be fined in any sum of not less than twenty-five (\$25) dollars nor more than two hundred (\$200) dollars; and the bringing in of each separate bird or animal protected by this act in violation of this section shall constitute a separate offense. Provided, that any person who shall buy any game bird or game animal, the sale of which is prohibited by this act, for the purpose of establishing testimony, shall not be

prosecuted for such purchase, and a conviction may be had upon the uncorroborated testimony of such purchaser.

Sec. 10. It shall be unlawful for any person to take, kill, wound, shoot at, hunt or possess, dead or alive, any wild female deer, wild fawn deer or any wild buck deer without a pronged horn, or to possess any deer carcass or green deer hide with all evidence of sex removed.

Any person violating any of the provisions of this section shall be deemed guilty of a misdemeanor, and upon conviction shall be fined in any sum of not less than fifty (\$50) dollars, nor more than two hundred (\$200) dollars.

Sec. 11. It shall be unlawful for any person to take, kill, wound, shoot at, hunt or possess, dead or alive, any wild turkey hen at any season of the year except as hereinafter provided.

Any person violating any of the provisions of this section shall be deemed guilty of a misdemeanor, and upon conviction, shall be fined in any sum not less than twenty-five (\$25) dollars nor more than one hundred (\$100) dollars.

Sec. 12. It shall be unlawful for any person to have in possession at any one time more than forty-five wild doves, or thirty-six wild quail, or thirty-six wild Mexican pheasants or chachalaca; or to have in possession at any one time more than fifty waterfowl, shorebirds, and other game birds, all kinds and varieties being considered in making up the one total of fifty; provided, that the provisions of this section shall not apply to transportation companies which have in their possession, for the purpose of transportation, such wild birds, where the provisions of this act with reference to shipment of game have been complied with; nor shall the provisions of this act apply to owners, agents, managers, or receivers of cold storage plants which receive wild game for storage; provided, however, that it shall be unlawful for the owner, agent, manager, or receiver of such cold storage plant to receive or have in possession at any one time for himself or any one person more than the limits of the wild game birds as provided in this section.

Any person violating any of the provisions of this section shall be deemed guilty of a misdemeanor, and upon conviction shall be fined in any sum of not less than ten (\$10) dollars, nor more than two hundred (\$200) dollars. The possession of each bird or fowl over the number designated herein, shall be deemed a separate offense.

Sec. 13. The possession of any wild

game bird, wild game fowl, or wild game animal mentioned in this act, whether dead or alive, during the time when killing or taking is prohibited shall be prima facie evidence of the guilt of the person in possession during the time when killing or taking is prevented by law.

Provided, however, that it shall not be unlawful to ship or bring any wild game birds, wild fowls, or wild game animals from the Republic of Mexico into this State at any season. Provided, that the party bringing the same into this State shall procure from the Game, Fish and Oyster Commissioner, or from one of his deputies, a permit to bring the same into the State, and shall procure from the United States custom officer at the port of entry a statement showing that such game was brought from the Republic of Mexico; and provided further, that such party comply with the provisions of this act regulating the shipment and sale of such wild game birds, wild fowls, or game animals.

Sec. 14. It shall be unlawful for any person to hunt, kill, or take, or to have in possession, within a period of five years from the passage of this act, any wild woodcock, wild wood duck, wild sandhill crane, or whooping crane, wild inca and ground dove, or wild pheasant, except as hereinafter provided. Any person violating any provision of this section shall be deemed guilty of a misdemeanor and upon conviction shall be fined in any sum not less than ten (\$10) dollars nor more than one hundred (\$100) dollars, and each bird killed or possessed in violation of this act shall constitute a separate offense.

Sec. 15. It shall be unlawful to kill, hunt or shoot at any wild bird, wild game bird, wild fowl, or wild game animal protected by this act at any season of the year, between one-half hour after sunset and one-half hour before sunrise in any county in this State. Any person violating any provision of this section shall be deemed guilty of a misdemeanor, and upon conviction shall be fined in any sum not less than twenty-five (\$25) dollars nor more than one hundred (\$100) dollars, and each bird or animal so killed shall constitute a separate offense.

Sec. 16. It shall be unlawful for any person to destroy or take the nest, eggs, or young of any wild game bird, wild bird, or wild fowl, protected by this act, except as provided herein. Any person violating any provision of this section shall be deemed guilty of a misdemeanor,

and upon conviction shall be fined in any sum not less than ten (\$10) dollars nor more than one hundred (\$100) dollars.

Sec. 17. It shall be unlawful to hunt, kill, or take any wild duck, goose, or brant, by any means other than the ordinary gun, not to exceed ten gauge, capable of being held to and shot from the shoulder. Any person violating any provision of this section shall be deemed guilty of a misdemeanor, and upon conviction shall be fined in any sum not less than ten (\$10) dollars nor more than one hundred (\$100) dollars, and each bird or fowl taken or killed in violation of this section shall constitute a separate offense.

Sec. 18. Whenever any wild birds, wild fowl, or wild animals are destroying crops or domestic animals, the Game, Fish and Oyster Commissioner is hereby authorized to permit the killing of such wild birds or wild animals, without regard to the open or closed season, bag limit, or night shooting; but before such permission shall be granted, the Commissioner aforesaid shall be furnished with a statement of facts, sworn to by persons whose property is being injured, with the endorsement of the county judge of the county in which the crops are being destroyed or domestic animals being injured or killed, to the effect that the sworn statement is true, and that such crops or domestic animals can only be preserved by the granting of such permit. Such permit, when issued, shall distinctly state the time for which it is granted, the area which it covers, and a designation of the person or persons permitted to kill the noxious birds and animals named in such permit.

Such permit shall not authorize the killing of migratory birds protected by the Federal Migratory Bird Treaty Act, unless the applicant shall first procure a permit from the United States Department of Agriculture, in compliance with the regulations of such migratory bird treaty act.

Sec. 19. All game birds, wild fowl, and game animals, named in this act, killed during the open season prescribed therefor, may be possessed during and for an additional ten days after such season is closed. But it shall be unlawful, after such ten days, to place in storage or keep in storage any wild birds, or wild game animals, or parts thereof, named in this act. Any person owning or claiming such birds, fowl, or

animals, or parts thereof, after such ten days, or any person storing such birds, fowl, or animals, or parts thereof, for such claimant or owner, shall be deemed guilty of a misdemeanor, and upon conviction shall be fined in any sum of not less than ten (\$10) dollars nor more than one hundred (\$100) dollars, and each bird, fowl or animal, or part thereof, stored in violation of this section shall constitute a separate offense.

Sec. 20. All wild birds, wild fowl, or wild game animals, or parts thereof, which have been killed, taken in any way, shipped, held in storage, or found in a public eating place, contrary to the provisions of this act, shall be disposed of by order of the Game, Fish and Oyster Commissioner, or one of his deputies, by donating same to charitable institutions, hospitals, or needy widows and orphans.

If such birds, fowl or animals mentioned in this section are required to be placed in cold storage, the expense of such storage shall, upon his conviction, be placed in a bill of cost against the defendant or person from whom they were taken.

The Game, Fish and Oyster Commissioner, or one of his deputies, when he has reason to suspect that the game-bag or automobile, or other receptacle, or vehicle, in the possession of or belonging to any person or persons, may contain game unlawfully killed, shall have the power, when search without such warrant is refused, to detain such person or persons until a search warrant may be obtained.

Sec. 21. Provided nothing in this act shall prevent the capture, by any means and at any time, day or night, of wild birds or wild fowl and their nests and eggs, or of wild animals or wild quadrupeds, for zoological gardens or parks, or for propagation purposes, or for scientific purposes; but, before any birds, fowl, animals, quadrupeds, nests or eggs are taken or molested for the aforesaid purposes, permission must be secured from the Game, Fish and Oyster Commissioner only, by the person desiring so to operate, such person shall make application in the form of an affidavit, in duplicate, setting forth what birds, fowl, animals, quadrupeds, nests, or eggs he desires and the purposes for which he desires the same; and if such request is for the collection of skins, nests or eggs for scientific purposes, such application should be accompanied by certificates from two well-known orni-

thologists (where the specimens are birds or their nests or eggs) or mammalogists (where the specimens are animals or quadrupeds) residents of the United States, stating that the applicant is a fit person to be entrusted with such a permit and that they have known him for at least five years past, and the applicant should further be supplied with a Federal scientific collecting permit issued by the Bureau of Biological Survey of the United States Department of Agriculture, permitting him or her to collect migratory birds, and the serial number and date of said Federal permit should be furnished by the applicant on said affidavit, where request is made for the collecting of birds and their nests or eggs. Such scientific collecting permit as issued by the State of Texas will authorize the holder thereof to take, possess and transport, in any manner and at any time, birds and their nests and eggs, for scientific purposes; provided, that before migratory birds or their nests or eggs are taken, the Federal permit indicated above must be obtained. Such scientific permit shall be issued for the fiscal year and shall be null and void after midnight of December 31 of the year issued.

If any person desires to bring into the State any wild birds or wild animals, dead or alive, or the nests or eggs of any bird, he shall apply to the Game, Fish and Oyster Commissioner for permission to do so, attaching to such application an affidavit setting forth the number and species of birds or animals, or the nests or eggs of birds, desired to be introduced.

The Game, Fish and Oyster Commissioner may refuse to issue permits for any of the purposes set forth in this section if, in his judgment, such application, or party making same, is not satisfactory.

The Game, Fish and Oyster Commissioner is empowered to prescribe rules and regulations governing the propagation of game birds and animals, and the taking of birds and animals for scientific purposes, and is authorized to cancel any permit issued, when, in his judgment, the holder thereof fails or refuses to comply with such rules and regulations.

The shipment of skins of protected animals, or the skins or nests or eggs of birds, each package shall have clearly and conspicuously marked, on the outside thereof, the name and address of the sender, the number of the sender's permit, and the statement that it contains specimens of animals, or of birds or their nests or eggs for scientific pur-

poses. A person operating under, or holding a permit for scientific collecting shall report, on or before January 10, following the expiration of his permit, to the Game, Fish and Oyster Commissioner, the number of skins, nests or eggs of each species collected or transported, together with the disposition of all such specimens not in his possession at the time of making said report, and also a statement covering any scientific data observed during his field collecting that, in his judgment, would be of interest to the ornithological or zoological public.

The Game, Fish and Oyster Commissioner shall, at all times, have the power to take in any manner, keep and transport, anywhere within the State, any of the wild birds or their nests or eggs, or any wild animals, for investigation, propagation, distribution or scientific purposes.

Any person violating any provision of this section shall be deemed guilty of a misdemeanor and, upon conviction, shall be punished by a fine of not less than twenty-five (\$25) dollars nor more than two hundred (\$200) dollars; and each bird, fowl, animal, quadruped, nest or egg, taken or possessed in violation of this section, shall constitute a separate offense.

Sec. 22. Any person shall have the right to ship or carry to and from a taxidermist or tannery, for mounting or preserving purposes, or to his home, any specimen or part of specimen of the wild birds or wild animals of this State, where same have been lawfully taken or killed by such person, and when such specimens or parts of specimens are not for sale, but before making shipment as herein provided, such person shall first make the following affidavit in writing before some officer authorized to administer oaths, and deliver same to the common carrier transporting same, or its agent:

State of Texas,  
County of .....

Before me, the undersigned authority, on this day personally appeared..... who, after being duly sworn, upon oath says: I live at..... in the county of..... State of..... that I have personally killed....., which I desire to ship from..... to..... county, to..... State of..... which I have lawfully killed for my own use and not for sale, and which shall not be bartered or sold; that I have not killed during the present hunting season more

than the bag limit, as provided by law, of any of the wild game birds, wild fowl, or wild animals.

Signature .....

Sworn to and subscribed before me this..... day of ..... A. D. 192..

Office held.....

The affidavit thus prepared by the affiant shall be attached to the shipment, and shall not be removed during the period of transportation. If such game is carried by the person killing same, it shall not be necessary to attach the affidavit herein set forth.

Any person who so ships any game from any place within this State without making the foregoing affidavit; or any agent of any express company or other common carrier who receives any shipment without it being accompanied by such affidavit and list attached; or any auditor or conductor or other person in charge of any railroad train, who knowingly permits any person to carry any wild birds, wild fowl or wild animals without such affidavit being made, as herein provided, shall be deemed guilty of a misdemeanor, and upon conviction shall be fined in any sum of not less than ten (\$10) dollars nor more than one hundred (\$100) dollars.

All express agents, conductors, and auditors of trains, captains of boats, and the Game, Fish and Oyster Commissioner and his deputies are hereby empowered to administer oaths necessary to the shipment of game, and for administering such oaths they are hereby authorized to collect the sum of twenty-five (25c) cents from the person making such oath.

Sec. 23. It shall be unlawful for any person to hire or employ any other person, or to be hired or employed by any other person, by the payment, or by the promise of payment, of money or any other thing of value, to hunt any bird, wild fowl, or game animal protected by this act. Any person violating any of the provisions of this section shall be deemed guilty of misdemeanor, and upon conviction shall be fined in any sum of not less than twenty-five (\$25) dollars, nor more than two hundred (\$200) dollars. Provided, that if any person who has received money, or a promise of money or other thing of value, to hunt any wild bird, wild fowl, or game animal protected and mentioned in this act, testifies against the person employing him, all prosecutions against him in the case in which he testifies shall be dismissed.

Sec. 24. It shall be unlawful for any person at any time of the year to hunt deer or any other animal or bird protected by this act, by the aid of what is commonly known as a headlight or hunting-lamp, or by artificial light attached to an automobile, or by the means of any form of artificial light. Any person violating any of the provisions of this section shall be deemed guilty of a misdemeanor, and upon conviction shall be fined in any sum of not less than fifty (\$50) dollars nor more than two hundred (\$200) dollars, or by confinement in the county jail for not less than thirty (30) days nor more than ninety (90) days, or by both such fine and imprisonment. The possession of a headlight, or any other hunting light used on or about the head when hunting at night, between sunset and one-half hour before sunrise, by any person hunting in a community where deer are known to range, shall be prima facie evidence that the person found in possession of said headlight, or other hunting light, is violating the provisions of this section.

Sec. 25. It is hereby declared unlawful for any person or persons to make use of a dog or dogs in the hunting or pursuing or taking of any deer. Any person or persons owning or controlling any dog or dogs, and who permits or allows such dog or dogs to run, trail, or pursue any deer at any time, shall be deemed guilty of a misdemeanor, and upon conviction shall be fined in any sum of not less than twenty-five (\$25) dollars and not more than two hundred (\$200) dollars.

Provided, that nothing in this section shall prohibit the use of only one dog in pursuit of a wounded buck deer during the open season on buck deer as provided by this act; and provided further, that this section shall not apply to the counties of Grimes, Madison, San Jacinto, Montgomery, Walker, Houston, Leon, Polk, Trinity, Harris, Brazoria, Fort Bend, Burleson, Lee, Brazos, Robertson, Matagorda, Washington and Wharton.

Sec. 26. It is hereby declared unlawful for any person at any time and in any manner to hunt, take, capture, or kill, or attempt to hunt, take, capture, or kill any of the wild game birds, wild game fowl, or wild game animals, protected by the laws of this State, from an automobile, an airplane, a powerboat, a sailboat, any boat under sail, or any floating device towed by powerboat or sailboat. Any person violating

any of the provisions of this act shall be deemed guilty of a misdemeanor, and upon conviction shall be fined in a sum not less than twenty-five (\$25) dollars nor more than two hundred (\$200) dollars.

Sec. 27. It is hereby declared unlawful for any person owning or navigating a sailboat or powerboat, to receive on board such boat for pay any person or persons engaged in hunting, before such person owning or navigating such boat shall have applied for and received a license from the Game, Fish and Oyster Commissioner, or one of his deputies, granting him the right for one year, to receive and carry on his boat persons engaged in hunting. Before such license is issued, the person applying for it shall pay to the Game, Fish and Oyster Commissioner, or one of his deputies, the sum of two (\$2) dollars, and shall file with such Game, Fish and Oyster Commissioner, the name of his vessel, her accommodations for passengers, and the number of her crew, and shall file with the Game, Fish and Oyster Commissioner, or one of his deputies, an affidavit to the effect that he will not violate any of the provisions of this act, and will endeavor to prevent any one whom he carries on his boat from violating any of the provisions of this act, and that he will not carry any hunter on his boat who does not possess a hunting license. Whenever any boat owner or navigator fails or refuses to comply with any of the provisions of this section, the Game, Fish and Oyster Commissioner is authorized and empowered to cancel his license without a refund or return of the license fee paid; and no license shall be renewed or issued to him thereafter for a period of one year.

Any person who carries out any hunting parties for reward or pay of any kind without first having procured his license, as provided in this section, shall be deemed guilty of a misdemeanor, and upon conviction shall be fined in any sum not less than ten (\$10) dollars nor more than one hundred (\$100) dollars.

Sec. 28. It is hereby declared unlawful for any person or persons, who may be acting as manager of any club, or the owner of any club, or shooting resort or shooting preserve, or lessor of premises leased for hunting purposes, to receive or accommodate as a guest or member of said club, or shooting resort, or shooting preserve, or lessee of premises leased for hunting purposes,

for pay, any person or persons engaged in hunting, before such manager of such club, shooting resort, shooting preserve, or premises leased for hunting purposes, shall have applied for and received a license from the Game, Fish and Oyster Commissioner, or one of his deputies, granting him the right for the year beginning September 1 and ending August 31, following, to receive and accommodate at such club, shooting resort, shooting preserve, or premises leased for hunting purposes.

Before such license is issued the person applying for same shall pay to the Game, Fish and Oyster Commissioner the sum of five (\$5) dollars, and shall file with the Game, Fish and Oyster Commissioner the name of said club, shooting resort, shooting preserve or premises leased for hunting purposes, and shall file with the Game, Fish and Oyster Commissioner an affidavit that he will not violate any of the provisions of this section and will endeavor to prevent guests of said club, shooting resort, shooting preserve or premises, leased for hunting purposes, from doing so, and that no guest will be accommodated who has not previously secured a hunting license.

All such managers of clubs, shooting resorts, shooting preserves and premises leased for hunting purposes shall be required to keep a suitable record book and each guest or member shall be required to register, showing his name and place of residence, license number, and a record of each day's kill of different birds and game, and a complete record must be made to the Game, Fish and Oyster Commissioner by such manager of club, shooting resort, shooting preserve or premises leased for hunting purposes, not later than February 10 of each year.

Whenever any manager of any club, shooting resort, shooting preserve or premises leased for hunting purposes, fails or refuses to comply with any of the provisions of this section the Game, Fish and Oyster Commissioner is authorized and empowered to cancel his license without refund or return of the license fee, and no license shall be renewed or issued to such party, or parties, thereafter for a period of one year.

Any manager of any club, shooting resort, shooting preserve or premises leased for hunting purposes, who accommodates hunters for reward, without first having secured the necessary license as provided in this section, or failing to comply with all the provi-

sions thereof, shall be deemed guilty of a misdemeanor, and upon conviction shall be fined the sum of not less than one hundred (\$100) dollars, nor more than two hundred (\$200) dollars, or by imprisonment in the county jail for not more than ninety (90) days, or by both such fine and imprisonment. Such fines shall be placed to the credit of the special game fund.

For the purposes of carrying out the provisions of this section, it shall be the duty of the Game, Fish and Oyster Commissioner to have prepared and to furnish to all deputy game commissioners blank license with stubs attached, numbered serially, such license to be called "Shooting Preserve License," such shooting preserve license shall have printed across the face the year for which it is issued, shall bear the name and address of the licensee, name of club, character of game found on such preserve or lease, and the expiration date of such license. Said license must bear the seal of the Game, Fish and Oyster Commissioner, and must be signed by the Commissioner or one of his deputies. On the reverse side of said license shall be printed the open seasons and bag-limit, as provided in this act.

Sec. 29. It shall be unlawful for any citizen of this State to hunt with a gun in this State, except land owners and their children, and tenants and their children upon the farm or ranch lands of which they are owners or occupants, without first having procured from the Game, Fish and Oyster Commissioner, or one of his deputies, or from a county clerk a license to hunt. It shall also be unlawful for any non-resident of this State, or for any alien, to hunt with a gun in this State, without first having procured from the Game, Fish and Oyster Commissioner, or one of his deputies, or from a county clerk, a license to hunt.

The fee for a hunting license authorizing a person to hunt within the limits of the State of Texas shall be two (\$2) dollars, and the fee for a license authorizing a person to hunt exclusively within the county of his residence shall be one (\$1) dollar; fifteen (15c) cents of the two dollar license and ten (10c) of the one dollar license shall be retained by the officers issuing such license as his fee for collecting, issuing and making report on license so issued and for remitting the remainder to the Game, Fish and Oyster Commission. The fee for a non-resident citizen or alien hunting license shall be



twenty-five (\$25) dollars; three (\$3) dollars of such amount shall be retained by the officer issuing such license as his fee for collecting, issuing and making report on license so issued and for remitting the remaining twenty-two (\$22) dollars to the Game, Fish and Oyster Commission.

Any person hunting with a gun out of the county of his residence without a license authorizing him to hunt out of the county of his residence, or any person hunting with a gun in this State within the county of his residence without a hunting license, or any person who fails or refuses on demand by any officer to show such officer his hunting license required of him by this section, shall be deemed guilty of a misdemeanor and upon conviction shall be fined in any sum not less than ten (\$10) dollars, nor more than one hundred (\$100) dollars.

Provided, that land owners and their children, and their tenants and children, may hunt, without a license, upon the farm or ranch lands of which they are the owners or occupants.

Provided, also, that the provisions of this section requiring hunting license shall not apply to persons under seventeen years of age.

Sec. 30. Any person convicted of violating any provision of the game laws of this State shall thereby automatically forfeit his license for said season; and, provided further, that any such person so convicted of violating the game laws shall not be entitled to receive from the State a license to hunt for one year immediately following the date of his conviction; and it shall be unlawful for any person who is convicted of violating any of the provisions of the game laws of this State to purchase or possess a hunting license for a period of one year immediately following date of such conviction; and it shall also be unlawful for any person convicted of violating any of the game laws of this State to hunt with a gun in this State for a period of one year immediately following date of such conviction.

Any person violating any of the provisions of this section shall be deemed guilty of a misdemeanor and upon conviction shall be fined in any sum not less than one hundred (\$100) dollars, nor more than two hundred (\$200) dollars.

Sec. 31. Any person who shall hunt under the license issued to any other person, or any person who shall permit any other person to hunt under a license issued to him, shall be deemed guilty of a misdemeanor, and upon conviction shall be fined in any sum of not

less than ten (\$10) dollars nor more than one hundred (\$100) dollars.

Sec. 32. All hunting licenses issued shall have printed across their faces the year for which they are issued; they shall bear the name and address or residence of the person to whom issued, and shall give the approximate weight, height, age, color of hair, and color of eyes of such person, in order that proper identification may be had in the field, and shall have printed thereon a statement, to be subscribed to in ink by the person to whom issued, that such person will not exceed in any one day the bag limit as printed on the license. Such license shall be dated on the date of issuance, and shall remain in effect until the last day of August thereafter; provided, that non-resident or alien hunting licenses shall have printed thereon the following: "This license does not entitle the holder thereof to hunt upon the enclosed and posted lands of another without the consent of the owner or agent."

Sec. 33. The county clerk of each county in this State, is hereby authorized to issue hunting licenses under his official seal, to all persons complying with the provisions of this act, and shall fill out correctly and preserve for the use of the Game, Fish and Oyster Commissioner, the stubs attached thereto; and the county clerk shall keep a complete and correct record of hunting licenses issued, showing the name and place of residence of each license and the serial number and date of the license issued. Said license stubs and unused licenses shall be open at all times to inspection by any game deputy or any peace officer; and the county clerk shall, within ten days after the close of each calendar month, make out a detailed report under the seal of his office, showing the serial number and date of each license issued during the month covered by the report, and the name and address of the person to whom issued, and shall forward such report, with remittance of fees due the State, to the Game, Fish and Oyster Commissioner at Austin, and said Commissioner shall credit such county clerk with the amount so remitted. As soon as possible after the licenses in a license book have all been issued, and only the stubs remain therein, such county clerk shall forward such used license book to the Game, Fish and Oyster Commissioner at Austin, in order that such Commission may furnish necessary information regarding holders of licenses to any officers in the State.

Sec. 34. It shall be the duty of the

Game, Fish and Oyster Commissioner to keep in his office, at Austin, a complete list of the license fees and fines collected; said records shall be kept open for inspection of the State Comptroller and of the public. At the close of each calendar month the Game, Fish and Oyster Commissioner, shall file with the Comptroller, a report in writing, showing all fines, licenses, and other fees collected, their disposition, and any other particulars which he may deem proper.

Sec. 35. All license fees and hunting-boat registration fees collected under this act, and all fines and penalties and forfeitures of bonds imposed and collected for violation of any of the provisions of this act, shall belong to the special game fund of this State, and shall be paid over by the Game, Fish and Oyster Commissioner to the State Treasurer during the first week of each month, and shall be credited to such special game fund; and such fund shall be used solely for the purpose of wild bird and game protection; for the creation, purchase, and maintenance of game sanctuaries and public hunting ground; for the purchase, introduction, propagation, and distribution of game and wild birds; for the dissemination of information pertaining to the conservation and economic value of wild animal life; and in the employment of special deputy game commissioners, payment of their necessary expenses and the purchase and supply of means to enable the Game, Fish and Oyster Commissioner and his deputies to enforce the game laws of this State. All expenditures shall be verified by affidavit to the Game, Fish and Oyster Commissioner; and on the approval of such expenditures by the Game, Fish and Oyster Commissioner, it shall be the duty of the Comptroller of the State to draw his warrant on the Treasurer of the State for the amount of such expenditures in favor of the person claiming the same, such warrant to be paid out of the special game fund. All moneys and all balances now in such fund from moneys already paid into the State Treasury, or that may hereafter be paid into said fund through or because of this act, are made available as soon as paid into the State Treasury, and are hereby specifically appropriated to the use of the Game, Fish and Oyster Commissioner for the several purposes herein specified, except no expenditures may be made from this fund for land or other real estate only upon the authorization of a majority vote of a council composed of Game, Fish and Oyster Commissioner,

the Attorney General of Texas, and the State Comptroller, who shall act on this council during their respective terms of office.

Sec. 36. The Game, Fish and Oyster Commissioner and his deputies shall have the same power and authority as sheriffs to serve criminal processes in connection with cases growing out of the violations of this act, shall have the same power as sheriffs to require aid in executing such process, and shall be entitled to receive the same fees as are provided by law for sheriffs in misdemeanor cases.

Said commissioner or any of his deputies may arrest without a warrant any person found by them in the act of violating any of the laws for the protection and propagation of game, wild birds or fish, and take such person forthwith before a magistrate having jurisdiction. Such arrests may be made on Sunday, and in which case the person arrested shall be taken before a magistrate having jurisdiction, and proceeded against as soon as may be, on a week day following the arrest.

Sec. 37. It is hereby made a special duty of the Game, Fish and Oyster Commissioner to enforce the statutes of this State for the protection and preservation of wild game and wild birds; and to bring, or cause to be brought, actions and proceedings in the name of the State of Texas, to recover any and all fines and penalties provided for in the laws now in force, or which may hereafter be enacted, relating to wild game and wild birds. Said Game, Fish and Oyster Commissioner may make complaint and cause proceedings to be commenced against any person for violating any of the laws for the protection and propagation of game or birds without the sanction of the county attorney of the county in which such proceedings are commenced; and in such cases he shall not be required to furnish security for costs.

Sec. 38. The salary of the Game, Fish and Oyster Commissioner shall be thirty-six hundred (\$3600) dollars per annum, said salary to be paid to him out of the special game fund provided for in this act.

Sec. 39. It shall be the duty of the Game, Fish and Oyster Commissioner to appoint special deputy game commissioners, who shall be ex-officio deputy game, fish and oyster commissioners to enforce conservation laws in the various districts of the State, with all the powers of the latter to enforce the game, fish and oyster laws of this State. Such

special deputy game commissioners shall not receive more than one hundred and fifty (\$150) dollars per month and expenses. Each special deputy game commissioner shall take the oath of office, and shall give a good and sufficient bond in the sum of one thousand (\$1000) dollars for the faithful performance of his duties, such bond to be approved by and filed with the Game, Fish and Oyster Commissioner. Such special deputy game commissioners shall hold office at the discretion of the Game, Fish and Oyster Commissioner, and shall have all the power in the discharge of their duties as are conferred on the Game, Fish and Oyster Commissioner.

The Game, Fish and Oyster Commissioner, in order to enforce conservation laws in the various sections of the State, shall also have the power to appoint deputy game commissioners in any county of the State; and said deputies shall have, in the discharge of their duties, the same powers and authority as are herein provided for the Game, Fish and Oyster Commissioner, and shall be subject to the supervision and control of and removal by said Game, Fish and Oyster Commissioner, except that they shall not be authorized to carry on or about their person, saddle, or saddlebags, any pistol, dirk, dagger, slungshot, sword cane, spear or knuckles made of any metal or any hard substance, bowie knife or other knife manufactured or sold for the purpose of offense or defense. Such deputy game commissioners shall not receive more than three (\$3) dollars a day for each day of service performed, together with all necessary expenses incurred, when same have been rendered on sworn account, and when the performance of said services was authorized by the Game, Fish and Oyster Commissioner, the chief deputy commissioner, or a special deputy game commissioner, which account shall be approved by the Game, Fish and Oyster Commissioner or chief deputy commissioner, and paid on warrant drawn by the Comptroller.

Sec. 40. All special deputy game commissioners and deputy game commissioners are hereby empowered and required to enforce the game, fish and oyster laws of this State, and such deputy who violates such laws shall be deemed guilty of a misdemeanor, and upon conviction shall be fined in any sum of not less than one hundred (\$100) dollars nor more than two hundred (\$200) dollars.

Sec. 41. The Game, Fish and Oyster

Commissioner shall appoint a chief deputy commissioner, who shall maintain an office in the Capitol of this State; and said chief deputy commissioner shall take the constitutional oath of office, and shall act as general assistant to said Game, Fish and Oyster Commissioner; and, during the absence, sickness, or disability of the Commissioner, he shall exercise the duties of said Commissioner. Said chief deputy commissioner shall devote his entire time to the work of his office. The chief deputy game, fish and oyster commissioner shall, before assuming the duties of his office, file with the Secretary of State a good and sufficient bond in the sum of five thousand (\$5000) dollars, conditioned on the faithful performance of the duties of his office, which bond shall be approved by the Game, Fish and Oyster Commissioner. It shall be the duty of the chief deputy game, fish and oyster commissioner to prepare and furnish to each county clerk, blank hunting licenses, with stubs attached, numbered serially; and said chief deputy commissioner shall cause an account to be opened in his office with each county clerk; and charge said clerk with the number of licenses furnished him. He shall also open an account with each deputy of the Game, Fish and Oyster Commissioner and charge such deputy with the number of licenses furnished him. Said accounts shall show the serial numbers of such licenses.

Sec. 42. It shall be the duty of any justice of the peace, clerk of any court, or any other officer of this State, receiving any fine or penalty imposed by any court for violation of any of the laws of this State pertaining to the protection and conservation of wild birds, wild fowl, wild animals, fish, oysters, and other wild life, within ten days from and after the receipt or collection of such fine or penalty, to remit same to the Game, Fish and Oyster Commissioner at Austin, giving docket, number of case, name of person fined, and section or article of the law under which conviction was secured, when such laws are required to be enforced by the Game, Fish and Oyster Commission.

Sec. 43. Any person, firm or corporation owning and in possession of lands in the State of Texas, may transfer by an instrument of writing, duly acknowledged before an officer authorized under the laws of this State to take acknowledgments, to the State of Texas the right to preserve, protect and introduce for propagation purposes any of the game

birds or game animals mentioned in this act on the lands mentioned therein, for a period of not less than ten years. Such instrument of writing shall be filed in the office of the Game, Fish and Oyster Commissioner, whereupon the Game, Fish and Oyster Commissioner may at his discretion declare the lands described in said instrument a State game preserve and thereafter for a period named therein shall for all the purposes relating to the preservation, protection and propagation of game birds and game animals be under the control of the Game, Fish and Oyster Commissioner. Providing that the aggregate acreage of all preserves which may be designated in any one county shall never exceed ten per cent of the total acreage of such county. Such preserves shall be numbered in the order of the filing of the instrument therefor. The Game, Fish and Oyster Commissioner shall cause notices to be prepared containing the words "State Game Preserve," "Trespassing Prohibited," and to cause such notices to be posted at each gate or entrance thereto. All State game preserves established under the provisions of this act shall for all purposes of preservation, protection and propagation of game birds and game animals thereon be under the control and management of the Game, Fish and Oyster Commissioner and he and his deputies may at all times enter in and upon such preserves in the performance of their duties.

It shall be unlawful for any person to hunt, pursue, shoot at, kill, take, destroy, or in any manner molest any of the game birds or game animals within the exterior boundaries of any game preserve and any person who shall violate any provisions of this act shall be deemed guilty of a misdemeanor, and upon conviction shall be fined not less than fifty (\$50) dollars nor more than two hundred (\$200) dollars.

Sec. 44. It shall be the duty of the Game, Fish and Oyster Commissioner and his deputies, in addition to their duties provided for in this act, to caution sportsmen and other persons while in the woods, marshes, or prairies of the State of danger from fire; and, to the extent of their power, to extinguish all fires left burning by any one, and to give notice, when possible, to any and all persons interested, of fires ranging beyond control to the end that same may be controlled and extinguished.

Sec. 45. The Game, Fish and Oyster Commissioner and his deputies shall at all times have the power to enter upon

any lands or water where wild game or fish are known to range or stay for the purpose of enforcing the game and fish laws of this State, and for the purpose of making scientific investigations or for research work as to such wild game or fish and no action in any court shall be sustained against the Commissioner or any of his deputies to prevent their entrance upon lands or waters when acting in their official capacity as herein set forth.

Sec. 46. For the purpose of this act any person, except an alien, who has been a bona fide resident of this State for a period of time exceeding six months, continuously and immediately before applying for a hunting license, shall be considered a citizen of this State.

An alien is any person who is not a natural-born citizen of the United States of America, or who has not declared his intention to become a citizen of the United States of America.

A non-resident shall be any person who is a citizen of any other State, or who has not continuously or immediately previous to the time applying for a hunting license, been a bona fide resident of the State of Texas for a period of time more than six months.

Sec. 47. That Articles 874 to 900, inclusive, of the Penal Code of 1911; and Articles 4022 to 4042, inclusive, of the Revised Civil Statutes of 1911; and Chapter 123, Acts Regular Session, Thirty-fourth Legislature, amending law relating to quail and doves in Penal Code, 1911, by adding Articles 889a and 889b; and Chapter 22 of the General Laws passed at the First Called Session of the Thirty-fourth Legislature; and Chapter 7 of the General Laws, passed at the First Called Session of the Thirty-fifth Legislature; and Chapter 8 of the General Laws passed at the Third Called Session of the Thirty-fifth Legislature; and Chapter 72 of the General Laws passed at the Second Called Session of the Thirty-sixth Legislature, and Chapter 157 of the General Laws, passed at the Regular Session of the Thirty-sixth Legislature; and Chapter 72 of the General Laws passed at the Regular Session of the Thirty-seventh Legislature; and Chapter 85 of the Special Laws passed at the Regular Session of the Thirty-seventh Legislature; and Chapter 35 of the General Laws passed at the First Called Session of the Thirty-seventh Legislature; and Chapter 7 of the Special Laws passed at the Fourth Called Session of

the Thirty-sixth Legislature; and Chapter 84 of the General Laws passed at the Regular Session of the Thirty-eighth Legislature, and Chapter 14 of the General Laws passed at the First Called Session of the Thirty-eighth Legislature, are hereby specifically repealed, and all other laws and parts of laws in conflict herewith, be and the same are hereby repealed.

Sec. 48. If any paragraph, section, or part of this act shall be held unconstitutional or inoperative, it shall not affect any other paragraph, section, or part of this act; and the remainder of this act, save the part declared unconstitutional or inoperative, shall continue to be in full force and effect.

Sec. 49. It shall be unlawful for any person to take, kill, wound, shoot at, hunt for, or possess, dead or alive, any wild turkey gobbler, or turkey hen in the counties of Cameron, Hidalgo, Starr, Willacy, Kennedy, Brooks, Kleberg and Nueces until November 16, 1930, from and after which time it shall be lawful to kill only turkey gobblers as herein provided in this bill.

Sec. 50. This bill shall be known as the "Boyd-Hubby Game Bill" and shall take effect and be in force from and after September 1, 1925.

Sec. 51. The fact that there are now no adequate laws for the preservation, propagation and protection of the wild game animals and birds of this State, which are rapidly disappearing, and that fair and just law enforcement can not be had under the existing statutes for the protection of wild birds and animals, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and said rule is hereby suspended.

Respectfully submitted,

SANFORD,

WELLS,

PETSCH,

STOREY,

On the part of the House.

WOOD,

REAL,

WIRTZ,

HARDIN of Erath,

PRICE,

On the part of the Senate.

Mr. Runge moved that the report be adopted.

Mr. Young moved that the report be recommitted to the same Free Conference Committee with the instruction that they exempt Collingsworth, Donley, Wheeler and Gray counties from

the operation of the open season on prairie chickens.

Mr. Purl moved to table the motion of Mr. Young.

Mr. Runge moved the previous question on the pending motion, and the main question was ordered.

Question recurring on the motion to table the motion by Mr. Young, it prevailed.

Question next recurring on the adoption of the report, yeas and nays were demanded.

The report was adopted by the following vote:

Yeas—77.

Acker.	Lane of Harrison.
Alexander	Mankin.
of Bastrop.	Masterson.
Atkinson.	McDonald.
Baker of Orange.	McDougald.
Baker of Panola.	McGill.
Barron.	McKean.
Bean.	Montgomery.
Bobbitt.	Nicholson.
Boggs.	Parish.
Brown.	Pearce.
Coffey.	Petsch.
Conway.	Poage.
Covey.	Pool.
Cox of Navarro.	Purl.
Cummings.	Rawlins.
DeBerry.	Raymer.
Dielmann.	Renfro.
Dinkle.	Robinson.
Dunn of Falls.	Rogers.
Durham.	Rowell.
Enderby.	Runge.
Faulk.	Sanford.
Finlay.	Shearer.
Florence.	Sheats.
Foster.	Simmons.
Frnka.	Sinks.
Gray.	Smith of Nueces.
Hagaman.	Smith of Travis.
Hall.	Storey.
Harper.	Strong.
Hoskins.	Thompson.
Hull.	Wade.
Jacks.	Wells.
Jasper.	Westbrook.
Johnson.	Wester.
Jordan.	Williamson.
Kemble.	Wilson.
Kittrell.	Woodruff.

Nays—33.

Albritton.	Bryant.
Alexander	Carter.
of Limestone.	Coody.
Avis.	Cox of Lamar.
Barker.	Dale.
Bateman.	Davis of Wood.
Bedford.	Downs.
Bird.	Farrar.

Fields.	Perdue.
Graves.	Pope.
Harman.	Rice.
High.	Stell.
Hollowell.	Taylor.
Jones.	Tomme.
Justice.	Veatch.
Lane of Hamilton.	Webb.
McFarlane.	Young.
Pavlica.	

Present—Not Voting.

Lipscomb.	Stout.
Absent.	

Amsler.	Low.
Bartlett.	Maxwell.
Blount.	McBride.
Bonham.	McNatt.
Cade.	Merritt.
Chitwood.	Moore.
Daniels.	Morris.
Davis of Dallas.	Powell.
Donnell.	Rowland.
Dunlap.	Simpson.
Dunn of Hopkins.	Smyth.
Irwin.	Sparks.
Kayton.	Stautzenberger.
Kenyon.	Stevens.
King.	Stevenson.
Kinnear.	Teer.
Laird.	Walker.
Loftin.	Wallace.

Mr. Runge moved to reconsider the vote by which the report was adopted, and to table the motion to reconsider. The motion to table prevailed.

#### RECESS.

Mr. Hall moved that the House recess to 2 o'clock p. m. today.

Mr. Jacks moved that the House recess to 1 o'clock p. m. today.

The motion of Mr. Hall prevailed, and the House, accordingly, at 12 o'clock m., took recess to 2 o'clock p. m. today.

#### AFTERNOON SESSION.

The House met at 2 o'clock p. m., and was called to order by the Speaker.

#### BILLS SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bills:

H. B. No. 673, "An Act relating to the Bexar Independent School District."

H. B. No. 523, "An Act fixing the compensation of county commissioners in counties having a population of not less than 17,000, according to the United

States census of 1920, and which have an area of not less than 1060 square miles nor more than 1200 square miles, and which have assessed valuation of not less than \$10,000,000 and which do not contain a city or town of more than 7500, and declaring an emergency."

H. B. No. 672, "An Act creating the Irwindell Independent School District."

H. B. No. 658, "An Act creating a special road law for DeWitt county."

#### SENATE JOINT RESOLUTION NO. 10 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. J. R. No. 10, Proposing an amendment to the Constitution providing for taxation of school lands owned by counties.

The resolution was read third time and was passed by the following vote:

Yeas—100.

Mr. Speaker.	Hall.
Acker.	Harman.
Albritton.	Harper.
Alexander	High.
of Bastrop.	Hollowell.
Alexander	Hull.
of Limestone.	Johnson.
Atkinson.	Jones.
Baker of Orange.	Jordan.
Baker of Panola.	Justice.
Barron.	Kayton.
Bean.	Kemble.
Bedford.	King.
Bird.	Kittrell.
Bobbitt.	Laird.
Boggs.	Lane of Harrison.
Bryant.	Low.
Carter.	Mankin.
Chitwood.	Masterson.
Coffey.	Maxwell.
Coody.	McDougald.
Covey.	McFarlane.
Cox of Navarro.	McGill.
Cummings.	McKean.
Davis of Dallas.	Montgomery.
Davis of Wood.	Moore.
DeBerry.	Parish.
Dielmann.	Pavlica.
Dinkle.	Pearce.
Dunn of Falls.	Perdue.
Durham.	Poage.
Enderby.	Pool.
Farrar.	Pope.
Faulk.	Rawlins.
Fields.	Renfro.
Finlay.	Rice.
Florence.	Robinson.
Foster.	Rogers.
Frnka.	Rowell.
Gray.	Runge.
Hagaman.	Sanford.

Shearer.	Teer.
Sheats.	Thompson.
Simmons.	Tomme.
Sinks.	Wallace.
Smith of Nueces.	Webb.
Smith of Travis.	Wells.
Smyth.	Westbrook.
Stell.	Wester.
Stevens.	Williamson.
Stevenson.	Woodruff.
Strong.	Young.
Taylor.	

Nays—5.

Cade.	Raymer.
Lane of Hamilton.	Wilson.
Petsch.	

Present—Not Voting.

Nicholson.

Absent.

Amsler.	Kenyon.
Avis.	Kinnear.
Barker.	Lipscomb.
Bartlett.	Loftin.
Bateman.	McBride.
Blount.	McDonald.
Bonham.	McNatt.
Brown.	Merritt.
Conway.	Morris.
Cox of Lamar.	Powell.
Dale.	Purl.
Daniels.	Rowland.
Donnell.	Simpson.
Downs.	Sparks.
Dunlap.	Stautzenberger.
Dunn of Hopkins.	Storey.
Graves.	Stout.
Hoskins.	Veatch.
Irwin.	Wade.
Jacks.	Walker.
Jasper.	

## SENATE BILL NO. 44 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 44, A bill to be entitled "An Act to relinquish, quitclaim and grant unto all incorporated cities and towns within the State of Texas, beds and channels of all rivers, streams and other channels that are now or that may hereafter be within the present or future corporate limits of such incorporated cities and towns so far as such river beds, streams and other channels may be owned or claimed as the property of said State, and declaring an emergency."

The bill was read third time and was passed.

## HOUSE JOINT RESOLUTION NO. 12 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. J. R. No. 12, Proposing an amendment to the Constitution of the State of Texas, so as to increase the membership of the Supreme Court of Texas.

The resolution was read third time and failed to pass by the following vote:

Yeas—86.

Albritton.	McFarlane.
Alexander	McGill.
of Bastrop.	McKean.
Alexander	Montgomery.
of Limestone.	Moore.
Atkinson.	Parish.
Baker of Orange.	Pearce.
Barron.	Perdue.
Bedford.	Petsch.
Bird.	Poage.
Bobbitt.	Pool.
Boggs.	Pope.
Brown.	Rawlins.
Cade.	Raymer.
Carter.	Renfro.
Chitwood.	Rice.
Coody.	Robinson.
Covey.	Rowell.
Cummings.	Runge.
Davis of Dallas.	Sanford.
Dielmann.	Shearer.
Dinkle.	Sheats.
Dunn of Falls.	Simmons.
Durham.	Sinks.
Farrar.	Smith of Nueces.
Faulk.	Smith of Travis.
Fields.	Smyth.
Finlay.	Sparks.
Florence.	Stell.
Frnka.	Stevens.
Gray.	Stevenson.
Hall.	Stout.
Harman.	Strong.
High.	Taylor.
Hull.	Teer.
Jones.	Tomme.
Jordan.	Veatch.
Justice.	Wade.
King.	Wallace.
Kittrell.	Webb.
Lane of Harrison.	Westbrook.
Low.	Williamson.
Mankin.	Wilson.
Maxwell.	Woodruff.
McDougald.	Young.

Nays—20.

Acker.	Hollowell.
Bean.	Kayton.
Coffey.	Kemble.
Cox of Navarro.	Laird.
Davis of Wood.	Lane of Hamilton.
DeBerry.	Pavlica.
Enderby.	Rogers.
Foster.	Thompson.
Hagaman.	Walker.
Harper.	Wells.

Present—Not Voting.

Baker of Panola. Nicholson.

Absent.

Amsler.	Jasper.
Avis.	Johnson.
Barker.	Kenyon.
Bartlett.	Kinnear.
Bateman.	Lipscomb.
Blount.	Loftin.
Bonham.	Masterson.
Bryant.	McBride.
Conway.	McDonald.
Cox of Lamar.	McNatt.
Dale.	Merritt.
Daniels.	Morris.
Donnell.	Powell.
Downs.	Purl.
Dunlap.	Rowland.
Dunn of Hopkins.	Simpson.
Graves.	Stautzenberger.
Hoskins.	Storey.
Irwin.	Wester.
Jacks.	

#### SENATE BILL NO. 75 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 75, A bill to be entitled "An Act regulating and providing for a better election and primary election system in this State; providing for a preferential or first and second choice ballot in primaries; making provisions for necessary details of poll tax payments, voting and requirements incidental to suffrage and elections, and declaring an emergency."

The bill was read third time.

Mr. Veatch offered the following amendment to the bill:

Amend the caption of Senate bill No. 75 by inserting after the word "better" the words "election and."

The amendment was adopted.

Senate bill No. 75 was then finally passed.

Mr. McFarlane moved to reconsider the vote by which the bill was passed, and to table the motion to reconsider.

The motion to table prevailed.

#### SENATE BILL NO. 130 ON SECOND READING.

On motion of Mr. Purl, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 130, A bill to be entitled "An Act to amend Article 4186, Revised Civil Statutes of the State of Texas of 1911, relating to filing of accounts by guardians and furnishing certified copies

thereof in certain cases, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to third reading.

#### SENATE BILL NO. 84 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 84, A bill to be entitled "An Act to adopt and establish the Revised Civil Statutes of the State of Texas."

The bill was read third time and was passed.

#### SENATE BILL NO. 98 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 98, A bill to be entitled "An Act making an appropriation to carry into effect the provisions of Chapter 41, General Laws of the First Called Session of the Thirty-seventh Legislature, and declaring an emergency."

The bill was read third time and was passed.

#### SENATE BILL NO. 172 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 172, A bill to be entitled "An Act to provide the method of preparing statement of facts in all cases appealed or taken up on writ of error and for the consideration of same by the appellate courts, and for the inclusion therein of bills of exception, and for the repeal of all laws or parts of laws in conflict with this act."

The bill was read third time and was passed.

#### SENATE BILL NO. 222 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 222, A bill to be entitled "An Act to regulate cut-outs on motorcycles and automobiles."

The bill was read third time and was passed.

#### SENATE BILL NO. 236 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 236, A bill to be entitled "An Act making an emergency appropriation for the State penitentiary system; restricting the use of said appro-



priation and providing that it shall not be used for certain purposes, and declaring an emergency."

The bill was read third time and was passed.

#### SENATE BILL NO. 259 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 259, A bill to be entitled "An Act to extend oil and gas lease permits on University lands."

The bill was read third time and was passed.

#### SENATE BILL NO. 262 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 262, A bill to be entitled "An Act to amend Article 2820, Title 8, Chapter 15, Revised Statutes, 1911, providing for official ballots and other supplies to be furnished in school trustee elections; providing for returns of said elections to be made to the county judge; providing for canvassing said returns and issuing commissions; repealing all laws in conflict herewith, and declaring an emergency."

The bill was read third time and was passed.

#### SENATE BILL NO. 268 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 268, A bill to be entitled "An Act to amend Sections 1, 3 and 5 of Chapter 163 of an act of the Regular Session of the Thirty-sixth Legislature, approved April 3, 1919, relating to the advertisement and sale of public free school and asylum land, and adding another section providing for validating sales held by the Supreme Court to be void and other sales; allowing forfeiting owners six months in which to redeem their forfeited lands, and declaring an emergency."

The bill was read third time and was passed by the following vote:

Yeas—101.

Acker.	Barron.
Alexander	Bateman.
of Bastrop.	Bean.
Alexander	Bedford.
of Limestone.	Bird.
Avis.	Bobbitt.
Baker of Orange.	Boggs.
Baker of Panola.	Brown.
Barker.	Bryant.

Cade.	McDonald.
Carter.	McDougald.
Chitwood.	McFarlane.
Coffey.	McGill.
Coody.	Montgomery.
Covey.	Moore.
Davis of Dallas.	Nicholson.
Davis of Wood.	Parish.
DeBerry.	Pavlica.
Dinkle.	Pearce.
Downs.	Perdue.
Dunlap.	Petsch.
Dunn of Falls.	Pool.
Dunn of Hopkins.	Purl.
Durham.	Renfro.
Enderby.	Rice.
Farrar.	Rogers.
Faulk.	Rowell.
Finlay.	Runge.
Florence.	Sanford.
Foster.	Shearer.
Frnka.	Sheats.
Gray.	Simmons.
Hall.	Sinks.
Harman.	Smith of Nueces.
Harper.	Smith of Travis.
High.	Smyth.
Hollowell.	Stout.
Hoskins.	Strong.
Hull.	Taylor.
Irwin.	Tomme.
Jacks.	Veatch.
Johnson.	Wade.
Jordan.	Walker.
Justice.	Wallace.
Kayton.	Webb.
Kemble.	Wells.
King.	Westbrook.
Kittrell.	Wester.
Laird.	Williamson.
Lane of Hamilton.	Wilson.
Lane of Harrison.	Woodruff.
Lipscomb.	Young.
Masterson.	

Nays—4.

Albritton.	Fields.
Atkinson.	Stell.

Absent.

Amsler.	Kinnear.
Bartlett.	Loftin.
Blount.	Low.
Bonham.	Mankin.
Conway.	Maxwell.
Cox of Lamar.	McBride.
Cox of Navarro.	McKean.
Cummings.	McNatt.
Dale.	Merritt.
Daniels.	Morris.
Dielmann.	Poage.
Donnell.	Pope.
Graves.	Powell.
Hagaman.	Rawlins.
Jasper.	Raymer.
Jones.	Robinson.
Kenyon.	Rowland.

Simpson. Stevenson.  
Sparks. Storey.  
Stautzenberger. Teer.  
Stevens. Thompson.

SENATE BILL NO. 290 ON THIRD  
READING.

The Speaker laid before the House, on its third reading and final passage, S. B. No. 290, A bill to be entitled "An Act to amend Section 2, Chapter 185 of the Acts of the Regular Session of the Thirty-eighth Legislature of the State of Texas, pertaining to the business of private banks, so as to eliminate the retroactive feature of said act, and declaring an emergency."

The bill was read third time and was passed.

SENATE BILL NO. 292 ON THIRD  
READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 292, A bill to be entitled "An Act to amend Article 4859, Title 71, Chapter 7 of the Revised Statutes of 1911, as amended by Chapter 50 of the Acts of the Regular Session of the Thirty-sixth Legislature, approved March 13, 1919, by adding thereto Articles 4859a, 4859b, 4859c, 4859d and 4859e, so as to provide that there shall not be more than 2000 members in any one class or group, and further providing that every local mutual aid association hereafter organized in this State shall first obtain a permit from the Commissioner of Insurance; providing that such associations shall have a president, and that the officer having charge of the funds of such associations now or hereafter organized shall execute a bond to be approved by the president thereof and payable to him in the sum of not less than \$1000 and \$1 for each member in excess of 1000 members; providing penalties for violations of the provisions of this act, and declaring an emergency."

The bill was read third time and was passed.

SENATE BILL NO. 298 ON THIRD  
READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 298, A bill to be entitled "An Act providing for the employment of teachers who have been engaged ten years in teaching a special subject without requiring that they have a certificate, and declaring an emergency."

The bill was read third time and was passed.

SENATE BILL NO. 290 ON FINAL  
PASSAGE.

Mr. Downs moved to reconsider the vote by which Senate bill No. 290 was finally passed.

The motion to reconsider prevailed.

Senate bill No. 290 was then finally passed by the following vote:

Yeas—102.

Mr. Speaker.	King.
Acker.	Kittrell.
Albritton.	Laird.
Alexander	Lane of Hamilton.
of Bastrop.	Lane of Harrison.
Alexander	Loftin.
of Limestone.	Low.
Atkinson.	Maxwell.
Avis.	McFarlane.
Baker of Orange.	McGill.
Baker of Panola.	McKean.
Barker.	Montgomery.
Barron.	Moore.
Bateman.	Parish.
Bean.	Pavlica.
Bedford.	Pearce.
Bird.	Perdue.
Bobbitt.	Petsch.
Boggs.	Poage.
Bryant.	Pool.
Cade.	Purl.
Chitwood.	Rawlins.
Covey.	Renfro.
Cox of Navarro.	Rice.
Cummings.	Rogers.
Davis of Wood.	Rowell.
DeBerry.	Runge.
Dinkle.	Sanford.
Downs.	Shearer.
Dunn of Falls.	Sheats.
Dunn of Hopkins.	Simmons.
Enderby.	Sinks.
Faulk.	Smith of Nueces.
Finlay.	Smith of Travis.
Florence.	Stevens.
Foster.	Stevenson.
Frnka.	Stout.
Gray.	Strong.
Hagaman.	Teer.
Hall.	Thompson.
Harman.	Veatch.
Harper.	Wade.
High.	Walker.
Hollowell.	Wallace.
Hoskins.	Webb.
Irwin.	Wells.
Jacks.	Westbrook.
Johnson.	Wester.
Jones.	Williamson.
Jordan.	Wilson.
Kayton.	Woodruff.
Kemble.	Young.

Nays—9.

Carter.	Coody.
Coffey.	Fields.

Hull.  
McDougald.  
Stell.

Taylor.  
Tomme.

Present—Not Voting.

Farrar.  
Justice.

Lipscomb.

Absent.

Amsler.  
Bartlett.  
Blount.  
Bonham.  
Brown.  
Conway.  
Cox of Lamar.  
Dale.  
Daniels.  
Davis of Dallas.  
Dielmann.  
Donnell.  
Dunlap.  
Durham.  
Graves.  
Jasper.  
Kenyon.  
Kinnear.

Mankin.  
Masterson.  
McBride.  
McDonald.  
McNatt.  
Merritt.  
Morris.  
Nicholson.  
Pope.  
Powell.  
Raymer.  
Robinson.  
Rowland.  
Simpson.  
Smyth.  
Sparks.  
Stautzenberger.  
Storey.

#### SENATE BILL NO. 312 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 312, A bill to be entitled "An Act amending Section 9 of Chapter 87, of the General Laws of the State of Texas passed at the Regular Session of the Thirty-fifth Legislature of the State of Texas, amended by Chapter 28, Second Called Session of the Thirty-sixth Legislature, amended by Chapter 11, Second Called Session of the Thirty-eighth Legislature, by limiting the issuance of notes to four per cent of the proposed cost of improvements to be made in creating water improvement districts; and amending Section 80 of Chapter 87, of the General Laws of the State of Texas passed at the Regular Session of the Thirty-fifth Legislature of the State of Texas, by omitting the provision in the last part of said section which provides for the change in boundary lines in irrigation districts; and amending Section 118a, Chapter 87, of the Acts of the Regular Session of the Thirty-fifth Legislature, added in Chapter 28, First Called Session of the Thirty-sixth Legislature, referring to the inclusion of towns and municipal corporations in water improvement districts, and declaring an emergency."

The bill was read third time and was passed.

#### SENATE BILL NO. 327 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 327, A bill to be entitled "An Act relating to water improvement districts and providing that lands admitted to a water improvement district organized or operating under Section 59, Article XVI of the State Constitution may be admitted upon agreement that same be taxed upon assessment of benefit plan or upon a uniform acreage basis or upon a definite annual payment; providing that in the collection of delinquent taxes the attorney's fees of not to exceed 10% of such taxes shall be added to same and judgment may be recovered therefor, and that publication of delinquent tax rolls is not prerequisite to the filing of such suits; amending Section 72, Chapter 87, Acts of the Regular Session of the Thirty-fifth Legislature as amended by Section 1, Chapter 58, Acts of the Regular Session of the Thirty-eighth Legislature, and being Article 7718 of the Revised Civil Statutes of 1925, providing for the election of five directors for a district and that in certain districts, containing not to exceed 12,000 acres of land in which 60% or more of the lands are owned by persons who do not reside in the district in which the petition for organization so provides such directors shall be appointed by the county commissioners court and the procedure thereof; providing that assessments of a water improvement district for maintenance and operation shall be a lien against the lands assessed and shall not be barred by limitation; amending Section 83, Chapter 87, Acts of the Regular Session of the Thirty-fifth Legislature, and being Articles 7732 to 7736, inclusive, of the Revised Civil Statutes of 1925, providing that lands in an adjoining county may be added to a district in the same manner as if situated in the same county; providing a water improvement district may file reports and make audits for each calendar year, and declaring an emergency."

The bill was read third time and was passed.

#### SENATE BILL NO. 332 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 332, A bill to be entitled

"An Act to amend Article 3720 of Chapter 1 of Title 54 of the Revised Statutes of 1911, so as to provide how executions shall issue when a sole plaintiff or one or several plaintiffs shall die after judgment; repealing all laws or parts of laws in conflict herewith, and declaring an emergency."

The bill was read third time and was passed.

#### SENATE BILL NO. 334 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 334, A bill to be entitled "An Act amending Article 5988, Title 96, Revised Civil Statutes of Texas, 1911, as amended by Chapter 31, General Laws of the Thirty-eighth Legislature, Second Called Session, relating to the bond of county treasurer as treasurer of the navigation district, so that said article shall provide for the bond to cover all funds in the hands of the treasurer of said district and so as to provide for the conditions and approval of said bond and so as to provide for a district depository; providing that all laws or parts of laws in conflict herewith are repealed, and declaring an emergency."

The bill was read third time and was passed.

#### SENATE BILL NO. 342 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 342, A bill to be entitled "An Act amending Section 1, of Chapter 62, of the General Laws, passed at the Regular Session of the Thirty-second Legislature, so as to change the amount of money that commissioners courts may appropriate for farmers' co-operative demonstration work from \$1000 per year to \$1500 per year, and providing that commissioners courts may co-operate in such work with the United States Department of Agriculture and the Agricultural and Mechanical College of Texas, and declaring an emergency."

The bill was read third time and was passed.

#### SENATE BILL NO. 351 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 351, A bill to be entitled

"An Act setting aside all lands owned by the State of Texas, and the Prison Commission of Texas, located in Cherokee county, for the reforestation purposes to be used for such purposes by the Agricultural and Mechanical College, and declaring an emergency."

The bill was read third time and was passed.

#### SENATE BILL NO. 372 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 372, A bill to be entitled "An Act to amend all that portion of Senate bill No. 101, passed at the Regular Session of the Thirty-eighth Legislature and signed by the Governor contained under the section headed 'Court of Civil Appeals, Sixth District, Texarkana,' and above the section headed 'Court of Civil Appeals, Seventh District, Amarillo,' so that such section as amended will reduce the item of \$2500 for bookcases for the year ending August 31, 1926, from \$2500 to \$1300, and adding a new line to such section providing for the year ending August 31, 1926, the sum of \$600, and for the year ending August 31, 1927, the sum of \$600 for porter hire, and the sum of \$100 for each of said fiscal years for bailiff, and declaring an emergency."

The bill was read third time and was passed.

#### MESSAGE FROM THE SENATE.

Senate Chamber,

Austin, Texas, March 18, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. C. R. No. 40, Relating to the cotton mill purchased by the Prison Commission.

The Senate has adopted the Free Conference Committee report on Senate bill No. 393 by a vote of 17 yeas, 12 nays.

The Senate has agreed to concur in House amendments to Senate bill No. 84.

The Senate has agreed to concur in House amendments to Senate bill No. 44.

Respectfully,

MORRIS C. HANKINS,

Assistant Secretary of the Senate.

#### SENATE BILL NO. 382 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 382, A bill to be entitled "An Act to provide for the printing, sale and distribution of the Revised Civil Statutes of 1925, the Penal Code and Code of Criminal Procedure of 1925, as passed at the Regular Session of the Thirty-ninth Legislature; providing that all officers in Texas who have taken out their commission shall be entitled to a copy of said Revised Civil Statutes, Penal Code and Code of Criminal Procedure for the use and benefit of their respective offices; providing that each Senator and Representative in the Legislature of the State of Texas shall be entitled to a copy each of the Revised Civil Statutes, Penal Code and Code of Criminal Procedure; providing that the State Board of Control shall have printed at the expense of the State ten thousand copies of the Revised Civil Statutes, Penal Code and Code of Criminal Procedure, to be bound in law sheep and to be sold at actual cost to the State, and declaring an emergency."

The bill was read third time.

Mr. Frnka offered the following amendment to the bill:

Amend Senate bill No. 382 by striking out the caption and inserting in lieu thereof the following:

"A bill to be entitled 'An Act to provide for the printing, sale and distribution of the Revised Civil Statutes of 1925, the Penal Code and Code of Criminal Procedure of 1925, as passed at the Regular Session of the Thirty-ninth Legislature; providing for the appointment of an experienced and able lawyer and one assistant to prepare the volumes for publication; providing for full and accurate indexing thereof; providing for omissions of laws repealed by the Regular Session of the Thirty-ninth Legislature; providing for the substitution of articles of law amended, modified or re-enacted at the Regular Session of the Thirty-ninth Legislature in lieu of such amended, modified or re-enacted articles; providing for inserting therein of Acts passed at the Regular Session of the Thirty-ninth Legislature; providing for proof-reading and correction of typographical errors and inaccuracies found in said Revised Statutes and Codes; providing for compensation of supervisor and assistant; providing for preservation of the plates with which said statutes and codes are printed; providing for printing eight thousand copies of each of the Revised Civil Statutes, Penal Code and Criminal Procedure; providing for the printing of additional copies when necessary; providing for an

appropriation, and declaring an emergency."

The amendment was adopted.

Senate bill No. 382 was then finally passed by the following vote:

Yeas—102.

Acker.	Kemble.
Albritton.	King.
Baker of Orange.	Kittrell.
Baker of Panola.	Lane of Hamilton.
Barker.	Lane of Harrison.
Barron.	Loftin.
Bateman.	Masterson.
Bean.	Maxwell.
Bedford.	McDougald.
Bird.	McFarlane.
Bobbitt.	McGill.
Boggs.	McKean.
Brown.	Montgomery.
Bryant.	Moore.
Cade.	Morris.
Carter.	Nicholson.
Chitwood.	Parish.
Coffey.	Pavlica.
Coody.	Pearce.
Covey.	Perdue.
Cox of Navarro.	Petsch.
Cummings.	Poage.
Davis of Wood.	Pope.
DeBerry.	Renfro.
Dinkle.	Rice.
Downs.	Robinson.
Dunlap.	Rogers.
Dunn of Falls.	Rowell.
Dunn of Hopkins.	Runge.
Durham.	Sanford.
Enderby.	Shearer.
Farrar.	Sheats.
Faulk.	Simmons.
Fields.	Sinks.
Finlay.	Smith of Nueces.
Florence.	Smith of Travis.
Foster.	Stell.
Frnka.	Stevenson.
Gray.	Stout.
Hall.	Strong.
Harman.	Taylor.
Harper.	Teer.
High.	Thompson.
Hollowell.	Tomme.
Hoskins.	Veatch.
Hull.	Wade.
Irwin.	Walker.
Jacks.	Wells.
Johnson.	Westbrook.
Jones.	Wester.
Jordan.	Williamson.
Justice.	Wilson.
Kayton.	Young.

Absent.

Alexander	Amsler.
of Bastrop.	Atkinson.
Alexander	Avis.
of Limestone.	Bartlett.

Blount.	McDonald.
Bonham.	McNatt.
Conway.	Merritt.
Cox of Lamar.	Pool.
Dale.	Powell.
Daniels.	Purl.
Davis of Dallas.	Rawlins.
Dielmann.	Raymer.
Donnell.	Rowland.
Graves.	Simpson.
Hagaman.	Smyth.
Jasper.	Sparks.
Kenyon.	Stautzenberger.
Kinnear.	Stevens.
Laird.	Storey.
Lipscomb.	Wallace.
Low.	Webb.
Mankin.	Woodruff.
McBride.	

#### SENATE BILL NO. 383 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 383, A bill to be entitled "An Act to increase and fix the salary of the superintendent of public instruction of Harris county, Texas; providing for office and traveling expenses; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

The bill was read third time and was passed.

#### SENATE BILL NO. 349 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 349, A bill to be entitled "An Act relating to the appropriation and use of water and providing that such water may be appropriated and used for purposes of public parks, game preserves, recreation and pleasure resorts, power and water supply for industrial purposes and domestic use; amending Section 16, Chapter 88, Acts of the Regular Session of the Thirty-fifth Legislature, providing for the filing of presentations relating to investigation of the use of water and the terms and conditions thereof, that priority of right dates from the filing of same, that such rights shall extend for a period of six months and may be extended by order of the Board of Water Engineers not to exceed a total period of three years and the requisites, conditions and operation of same; providing that the fees paid upon the filing of a presentation may be held for the term thereof or during the period of any extension thereof and be handled according to law, and that all rights under a presentation shall cease

at the end of the term thereof unless a permit is issued in pursuance thereof; amending Section 41, Chapter 88, Acts of the Regular Session of the Thirty-fifth Legislature; providing the fees to be paid to the State Board of Water Engineers for the use and benefit of the State in matters pertaining to the conduct of said office, the granting of permits, extensions of time and detailed operations of such law, and the maximum fee to be paid for the appropriation and use of water in accordance with the law; providing that anyone may construct on his own property a dam or reservoir to contain not to exceed fifty acre feet of water without securing a permit therefor; providing that anyone who shall fail to file annual reports as provided by Section 100, Chapter 88, Acts of the Regular Session of the Thirty-fifth Legislature, shall be liable to a penalty therefor not to exceed a maximum of \$150; repealing all laws in conflict herewith, and declaring an emergency."

The bill was read third time and was passed.

#### SENATE BILL NO. 387 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 387, A bill to be entitled "An Act to amend Articles 6655, 6657, and 6658, Chapter 15, Title 115, Revised Statutes of Texas, providing that employes designated may hear the evidence adduced at a hearing upon the establishment of rates under said chapter of Title 115, and for such purpose shall have the power to administer oaths to the witnesses, compel their attendance, and the production of papers, waybills, books, accounts, documents and testimony; that in the event such hearing is had before such employe, he shall, if requested by the Commission, transmit with a stenographic report of the evidence his findings and recommendations which may be approved or disapproved by the Commission at its discretion, and an order entered by the Commission in accordance with its own determination of the issues involved, so as to provide that when a railroad company or other party at interest files a suit against the Railroad Commission of Texas by reason of its decision of a rate, classification, rule, charge, order, act or regulation, the court before whom said cause shall be pending shall not issue a writ of injunction temporarily restraining the enforcement of said rate, classification, rule, charge, order, act or

regulation, except after notice to the Commission and opportunity for hearing on the application for said temporary injunction; providing that in the trial of such cause the findings and order of the Commission shall be prima facie evidence of the facts therein stated, and declaring an emergency."

The bill was read third time and was passed.

#### SENATE BILL NO. 388 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 388, A bill to be entitled "An Act relating to the transportation of passengers and freight by gasoline or electric motor car on steam railroads," etc.

The bill was read third time and was passed.

#### SENATE BILL NO. 389 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 389, A bill to be entitled "An Act prohibiting the establishment and maintenance of cemeteries near incorporated towns or cities, and declaring the same to be a nuisance."

The bill was read third time and was passed.

#### SENATE BILL NO. 401 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 401, A bill to be entitled "An Act conferring upon counties the right of eminent domain where land, right of way or easements are necessary to be secured for the construction of jails, courthouses, hospitals, delinquent and dependent schools, poor farms, libraries or for other public purposes, and providing for the institution of such proceedings in the name of the county, and that the assessing of damages shall be in conformity to the statutes of the State of Texas for condemning and acquiring right of way by railroads, and providing that no appeal shall cause suspension of work, and that counties shall not be required to give appeal bond or bonds for costs, and declaring an emergency."

The bill was read third time and was passed.

#### SENATE BILL NO. 402 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 402, A bill to be entitled "An Act amending Article 303 of the Penal Code of the State of Texas, so as to permit the sale of gasoline and lubricants on Sunday, and declaring an emergency."

The bill was read third time and was passed.

#### SENATE BILL NO. 407 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 407, A bill to be entitled "An Act making appropriation to pay the salaries of the judges of the One Hundred and First and One Hundred and Second Judicial Districts, created by the passage of House bill No. 57 and Senate bill No. 149 at the Regular Session of the Thirty-ninth Legislature, and declaring an emergency."

The bill was read third time and was passed.

#### SENATE BILL NO. 410 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 410, A bill to be entitled "An Act extending the term of office of the Educational Survey Commission created by act of the Thirty-eighth Legislature; to provide for the completion of the work of the said Commission, including the preparation of a report embodying therein bills and resolutions for presentation to the Legislature; prescribing the powers and duties of the said Commission; providing for filling vacancies in the Commission; making an appropriation, and declaring an emergency."

The bill was read third time and was passed.

#### SENATE BILL NO. 423 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 423, A bill to be entitled "An Act to amend Article 3903 of the Revised Civil Statutes of the State of Texas, for 1911, as amended by the Thirty-third Legislature at its Regular Session, Chapter 121 and Chapter 142, of the General Laws, as amended by

Chapter 55, of the General Laws of the Regular Session of the Thirty-fifth Legislature, and as amended by Chapter 32 of the General Laws of the Third Called Session of the Thirty-sixth Legislature, as amended by Chapter 96 of the General Laws of the Regular Session of the Thirty-seventh Legislature, authorizing county attorneys and district attorneys in counties having a population in excess of one hundred thousand inhabitants, where there is also a district attorney, to appoint deputies, or assistants; by adding Article 3903a, providing that counties composing one judicial district, and the population being between thirty-seven thousand five hundred and one hundred thousand, and the county attorney performs the duties of county attorney and the district attorney."

The bill was read third time and was passed by the following vote:

Yeas—103.

Mr. Speaker.	Harman.
Acker.	Harper.
Albritton.	High.
Alexander	Hollowell.
of Limestone.	Hoskins.
Atkinson.	Hull.
Avis.	Johnson.
Baker of Orange.	Jordan.
Barker.	Justice.
Barron.	Kayton.
Bateman.	Kemble.
Bean.	King.
Bedford.	Kittrell.
Bird.	Lane of Hamilton.
Bobbitt.	Lane of Harrison.
Boggs.	Masterson.
Cade.	Maxwell.
Carter.	McDonald.
Chitwood.	McDougald.
Coody.	McFarlane.
Covey.	McGill.
Cox of Navarro.	McKean.
Cummings.	Montgomery.
Davis of Wood.	Moore.
DeBerry.	Nicholson.
Dinkle.	Pavlica.
Downs.	Pearce.
Dunn of Falls.	Perdue.
Dunn of Hopkins.	Petsch.
Durham.	Poage.
Enderby.	Pool.
Faulk.	Pope.
Fields.	Purl.
Finlay.	Raymer.
Florence.	Renfro.
Foster.	Rice.
Frnka.	Robinson.
Gray.	Rogers.
Hagaman.	Rowell.
Hall.	Runge.

Sanford.	Tomme.
Shearer.	Veatch.
Sheats.	Wade.
Simmons.	Walker.
Sinks.	Wallace.
Smith of Nueces.	Webb.
Smith of Travis.	Westbrook.
Stell.	Wester.
Stevens.	Williamson.
Strong.	Wilson.
Taylor.	Woodruff.
Teer.	Young.
Thompson.	

Nays—3.

Brown.	Parish.
Coffey.	

Present—Not Voting.

Farrar.	Stout.
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Absent.

Alexander	Kenyon.
of Bastrop.	Kinnear.
Amsler.	Laird.
Baker of Panola.	Lipscomb.
Bartlett.	Loftin.
Blount.	Low.
Bonham.	Mankin.
Bryant.	McBride.
Conway.	McNatt.
Cox of Lamar.	Merritt.
Dale.	Morris.
Daniels.	Powell.
Davis of Dallas.	Rawlins.
Dielmann.	Rowland.
Donnell.	Simpson.
Dunlap.	Smyth.
Graves.	Sparks.
Irwin.	Stautzenberger.
Jacks.	Stevenson.
Jasper.	Storey.
Jones.	Wells.

#### SENATE BILL NO. 445 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 445, A bill to be entitled "An Act creating and incorporating the Bullard Independent School District lying in the counties of Smith and Cherokee, in the State of Texas; defining the boundaries thereof; providing for a board of trustees thereof; placing said independent district under the control of the general laws governing independent districts; providing that no outstanding indebtedness of the Bullard Independent District be invalidated; providing for the annexation of territory, and declaring an emergency."

The bill was read third time and was passed.



SENATE BILL NO. 457 ON THIRD  
READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 457, A bill to be entitled "An Act making appropriations to Department of Banking for enforcement of State banking laws."

The bill was read third time and was passed by the following vote:

Yeas—85.

Mr. Speaker.	Loftin.
Alexander	Low.
of Bastrop.	Masterson.
Alexander	McDonald.
of Limestone.	McFarlane.
Atkinson.	McGill.
Baker of Orange.	McKean.
Baker of Panola.	Montgomery.
Barker.	Moore.
Barron.	Parish.
Bean.	Pearce.
Bird.	Petsch.
Bobbitt.	Pool.
Boggs.	Pope.
Brown.	Powell.
Bryant.	Purl.
Chitwood.	Rawlins.
Coffey.	Rice.
Covey.	Robinson.
Cummings.	Rogers.
Davis of Dallas.	Rowell.
DeBerry.	Runge.
Dinkle.	Sanford.
Downs.	Shearer.
Dunlap.	Sheats.
Dunn of Hopkins.	Sinks.
Enderby.	Smith of Nueces.
Faulk.	Smith of Travis.
Florence.	Stevens.
Foster.	Stevenson.
Frnka.	Strong.
Gray.	Teer.
Hall.	Tomme.
High.	Veatch.
Hollowell.	Wade.
Hull.	Wallace.
Irwin.	Webb.
Jacks.	Westbrook.
Johnson.	Wester.
Justice.	Williamson.
Kayton.	Wilson.
King.	Woodruff.
Kittrell.	Young.
Lane of Harrison.	

Nays—20.

Albritton.	Harman.
Bateman.	Hoskins.
Carter.	McDougald.
Coody.	Nicholson.
Davis of Wood.	Pavlica.
Finlay.	Poage.

Renfro.	Thompson.
Stell.	Walker.
Taylor.	Wells.

Present—Not Voting.

Farrar.	Stout.
	Absent.

Acker.	Jordan.
Amsler.	Kemble.
Avis.	Kenyon.
Bartlett.	Kinnear.
Bedford.	Laird.
Blount.	Lane of Hamilton.
Bonham.	Lipscomb.
Cade.	Mankin.
Conway.	Maxwell.
Cox of Lamar.	McBride.
Cox of Navarro.	McNatt.
Dale.	Merritt.
Daniels.	Morris.
Dielmann.	Perdue.
Donnell.	Raymer.
Dunn of Falls.	Rowland.
Durham.	Simmons.
Fields.	Simpson.
Graves.	Smyth.
Hagaman.	Sparks.
Harper.	Stautzenberger.
Jasper.	Storey.
Jones.	

SENATE BILL NO. 460 ON THIRD  
READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 460, A bill to be entitled "An Act fixing the salary of State Health Officer and making appropriation for same."

The bill was read third time and was passed.

SENATE BILL NO. 461 ON THIRD  
READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 461, A bill to be entitled "An Act relating to and making an appropriation for a special warrant clerk in State Comptroller's Department."

The bill was read third time and was passed.

SENATE BILL NO. 463 ON THIRD  
READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 463, A bill to be entitled "An Act amending Section 1, Chapter 34, Acts of the Regular Session, Thirty-fifth Legislature, creating the Lipscomb Independent School District in Lipscomb county; enlarging the boundaries thereof, and declaring an emergency."

The bill was read third time and was passed.

SENATE BILL NO. 464 ON THIRD  
READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 464, A bill to be entitled "An Act to amend Senate bill No. 183, passed as an Act of the Thirty-ninth Legislature at its Regular Session, same being an act making appropriations for the support and maintenance of the State government for the two-year period beginning September 1, 1925, and ending August 31, 1927, so as to re-itemize the appropriations made for the Executive Department, and declaring an emergency."

The bill was read third time and was passed.

SENATE BILL NO. 466 ON THIRD  
READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 466, A bill to be entitled "An Act making appropriation to pay the salaries of the members, officers and employes of the Thirty-ninth Legislature."

The bill was read third time and was passed.

SENATE BILL NO. 467 ON THIRD  
READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 467, A bill to be entitled "An Act making appropriation for two years to acquire additional lands for the University of Texas."

The bill was read third time and was passed.

SENATE BILL NO. 468 ON THIRD  
READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 468, A bill to be entitled "An Act adding to and making part of Center Common School District No. 34 of Fisher county, certain lands and territory contiguous thereto."

The bill was read third time and was passed by the following vote:

Yeas—104.

Mr. Speaker.	Alexander
Acker.	of Limestone.
Albritton.	Atkinson.
Alexander	Avis.
of Bastrop.	Baker of Orange.

Baker of Panola.	Maxwell.
Barron.	McDougald.
Bateman.	McFarlane.
Bean.	McGill.
Bedford.	McKean.
Bird.	Montgomery.
Bobbitt.	Moore.
Boggs.	Nicholson.
Brown.	Parish.
Bryant.	Pavlica.
Cade.	Pearce.
Carter.	Perdue.
Chitwood.	Petsch.
Coffey.	Poage.
Coody.	Pool.
Cox of Navarro.	Pope.
Cummings.	Powell.
DeBerry.	Purl.
Dinkle.	Rawlins.
Downs.	Rice.
Dunlap.	Robinson.
Dunn of Hopkins.	Rogers.
Durham.	Rowell.
Enderby.	Runge.
Farrar.	Sanford.
Faulk.	Shearer.
Fields.	Sheats.
Finlay.	Sinks.
Florence.	Smith of Nueces.
Foster.	Smith of Travis.
Frnka.	Stell.
Hagaman.	Stevens.
Hall.	Stevenson.
Harper.	Stout.
High.	Strong.
Hollowell.	Taylor.
Hoskins.	Teer.
Hull.	Tomme.
Jacks.	Wade.
Johnson.	Walker.
Kayton.	Wallace.
King.	Webb.
Kittrell.	Wells.
Laird.	Westbrook.
Lane of Hamilton.	Wester.
Lane of Harrison.	Williamson.
Lipscomb.	Wilson.
Loftin.	Woodruff.
Low.	Young.
Masterson.	

Absent.

Amsler.	Graves.
Barker.	Gray.
Bartlett.	Harman.
Blount.	Irwin.
Bonham.	Jasper.
Conway.	Jones.
Covey.	Jordan.
Cox of Lamar.	Justice.
Dale.	Kemble.
Daniels.	Kenyon.
Davis of Dallas.	Kinnear.
Davis of Wood.	Mankin.
Dielmann.	McBride.
Donnell.	McDonald.
Dunn of Falls.	McNatt.

Merritt.	Smyth.
Morris.	Sparks.
Raymer.	Stautzenberger.
Renfro.	Storey.
Rowland.	Thompson.
Simmons.	Veatch.
Simpson.	

**SENATE BILL NO. 470 ON THIRD  
READING.**

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 470, A bill to be entitled "An Act providing for sale of land owned by the State of Texas located near El Paso, Texas."

The bill was read third time and was passed.

**SENATE BILL NO. 401 ON FINAL  
PASSAGE.**

Mr. Hall moved to reconsider the vote by which Senate bill No. 401 was finally passed.

The motion to reconsider prevailed.

Senate bill No. 401 was then finally passed by the following vote:

Yeas—105.

Mr. Speaker.	Florence.
Acker.	Foster.
Albritton.	Frnka.
Alexander	Graves.
of Bastrop.	Hagaman.
Alexander	Hall.
of Limestone.	Harman.
Atkinson.	Harper.
Baker of Orange.	High.
Baker of Panola.	Hollowell.
Barron.	Hoskins.
Bateman.	Hull.
Bedford.	Jacks.
Bird.	Johnson.
Bobbitt.	Jordan.
Boggs.	King.
Brown.	Kittrell.
Bryant.	Lane of Hamilton.
Cade.	Lane of Harrison.
Carter.	Lipscomb.
Chitwood.	Loftin.
Coffey.	Low.
Covey.	Masterson.
Cummings.	Maxwell.
Davis of Dallas.	McDougald.
DeBerry.	McFarlane.
Dinkle.	McGill.
Dunlap.	McKean.
Dunn of Hopkins.	Montgomery.
Durham.	Moore.
Enderby.	Nicholson.
Farrar.	Parish.
Faulk.	Pavlica.
Fields.	Pearce.
Finlay.	Petsch.

Poage.	Stevens.
Pool.	Stevenson.
Pope.	Stout.
Powell.	Strong.
Purl.	Taylor.
Rawlins.	Teer.
Renfro.	Thompson.
Rice.	Tomme.
Robinson.	Walker.
Rogers.	Wallace.
Rowell.	Webb.
Runge.	Wells.
Sanford.	Westbrook.
Shearer.	Wester.
Sheats.	Williamson.
Sinks.	Wilson.
Smith of Nueces.	Woodruff.
Smith of Travis.	Young.
Stell.	

Nays—1.

Bean.

Absent.

Amsler.	Kayton.
Avis.	Kemble.
Barker.	Kenyon.
Bartlett.	Kinnear.
Blount.	Laird.
Bonham.	Mankin.
Conway.	McBride.
Coody.	McDonald.
Cox of Lamar.	McNatt.
Cox of Navarro.	Merritt.
Dale.	Morris.
Daniels.	Perdue.
Davis of Wood.	Raymer.
Dielmann.	Rowland.
Donnell.	Simmons.
Downs.	Simpson.
Dunn of Falls.	Smyth.
Gray.	Sparks.
Irwin.	Stautzenberger.
Jasper.	Storey.
Jones.	Veatch.
Justice.	Wade.

**SENATE BILL NO. 130 ON THIRD  
READING.**

Mr. Purl moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 130 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—101.

Mr. Speaker.	Baker of Panola.
Acker.	Barron.
Alexander	Bateman.
of Bastrop.	Bedford.
Alexander	Bird.
of Limestone.	Bobbitt.
Atkinson.	Boggs.
Avis.	Brown.
Baker of Orange.	Bryant.

Cade.	McGill.
Carter.	McKean.
Chitwood.	Montgomery.
Coffey.	Moore.
Coody.	Morris.
Covey.	Nicholson.
Cummings.	Pavlica.
Davis of Dallas.	Pearce.
DeBerry.	Perdue.
Dinkle.	Petsch.
Downs.	Poage.
Dunlap.	Pool.
Dunn of Hopkins.	Pope.
Durham.	Powell.
Enderby.	Purl.
Farrar.	Rawlins.
Faulk.	Renfro.
Fields.	Rice.
Finlay.	Robinson.
Florence.	Rogers.
Foster.	Rowell.
Frnka.	Runge.
Graves.	Shearer.
Hall.	Sheats.
Harman.	Sinks.
Harper.	Smith of Nueces.
High.	Smith of Travis.
Hollowell.	Stell.
Hoskins.	Stevens.
Hull.	Strong.
Johnson.	Teer.
Jordan.	Thompson.
Kayton.	Tomme.
Kenyon.	Wade.
King.	Walker.
Kittrell.	Wallace.
Laird.	Webb.
Lane of Hamilton.	Wells.
Lane of Harrison.	Westbrook.
Loftin.	Wester.
Masterson.	Williamson.
Maxwell.	Wilson.
McDougald.	Woodruff.
McFarlane.	Young.

Nays—3.

Bean. Taylor.  
Parish. Present—Not Voting.

Stout. Absent.

Albritton.	Dunn of Falls.
Amsler.	Gray.
Barker.	Hagaman.
Bartlett.	Irwin.
Blount.	Jacks.
Bonham.	Jasper.
Conway.	Jones.
Cox of Lamar.	Justice.
Cox of Navarro.	Kemble.
Dale.	Kinnear.
Daniels.	Lipscomb.
Davis of Wood.	Low.
Dielmann.	Mankin.
Donnell.	McBride.

McDonald.	Simpson.
McNatt.	Smyth.
Merritt.	Sparks.
Raymer.	Stautzenberger.
Rowland.	Stevenson.
Sanford.	Storey.
Simmons.	Veatch.

The Speaker then laid Senate bill No. 130 before the House on its third reading and final passage.

The bill was read third time and was passed.

#### SENATE BILL NO. 303 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 303, A bill to be entitled "An Act to provide that owners of public free school land heretofore purchased from the State of Texas, which land may hereafter be forfeited for non-payment of interest as now provided by law, provided said forfeiture was caused by reason of interest accrued or accruing prior to the taking effect of this act, shall have the right to repurchase said lands or any part thereof at the reappraised value thereof under the law now governing such sales, and leaving any lien and valid contractual right existing in and to the land so repurchased unimpaired and providing for a revaluation of such land by the Commissioner of the General Land Office as may be desired to be repurchased under this act, and declaring an emergency."

The bill was read third time.

(Mr. Chitwood in the chair.)

Mr. Stell offered the following amendment to the bill:

Amend Senate bill No. 303, line 6, page 2, by striking out the word "part" and insert in lieu thereof the word "survey."

On motion of Mr. Webb, the amendment was tabled.

Mr. Stell offered the following amendment to the bill:

Amend Senate bill No. 303 by striking out lines 30, 31 and 32, page 2; lines 1 and 2, page 3, and insert in lieu thereof the following: "provided for in Sections 1 and 2 of this act."

On motion of Mr. Webb, the amendment was tabled.

(Speaker in the chair.)

Mr. Pool moved the previous question on the passage of the bill, and the main question was ordered.

Senate bill No. 303 was then finally passed.

SENATE BILL NO. 364 ON THIRD  
READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 364, A bill to be entitled "An Act providing that cities and towns under five thousand population shall have the power to appropriate property for public purposes, and declaring an emergency."

The bill was read third time and was passed.

SENATE BILL NO. 405 ON THIRD  
READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 405, A bill to be entitled "An Act creating the Crawford Independent School District in McLennan county, Texas; defining its boundaries, including the present Crawford Independent School District; providing for a board of trustees in said district; conferring upon said district and its board of trustees all the rights, powers, privileges and duties now conferred and imposed by the general laws of Texas upon independent school districts and the boards of trustees thereof, or any other law or laws that may be hereafter enacted governing independent school districts created or incorporated for free school purposes only under the general laws of this State; providing that the present board of trustees continue in office until the expiration of their respective terms; repealing all laws in conflict, and declaring an emergency."

The bill was read third time and failed to pass.

SENATE BILL NO. 427 ON THIRD  
READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 427, A bill to be entitled "An Act to empower and direct the Governor of the State of Texas, with the consent of the city of Austin, to cancel the lease heretofore made by the State of Texas to the city of Austin of certain land lying between the Colorado River and outlots one (1) and eleven (11) in division Z, in the city of Austin, and declaring an emergency."

The bill was read third time.

Question recurring on the final passage, yeas and nays were demanded.

Senate bill No. 427 was then finally passed by the following vote:

## Yeas—61.

Alexander	Mankin.
of Bastrop.	McDougald.
Baker of Orange.	McKean.
Barron.	Montgomery.
Bobbitt.	Nicholson.
Brown.	Parish.
Chitwood.	Petsch.
Coffey.	Pool.
Covey.	Pope.
Cummings.	Powell.
Davis of Wood.	Rawlins.
Dielmann.	Raymer.
Dinkle.	Renfro.
Dunn of Falls.	Rice.
Dunn of Hopkins.	Robinson.
Durham.	Runge.
Enderby.	Shearer.
Faulk.	Sheats.
Florence.	Simmons.
Foster.	Sinks.
Hall.	Smith of Nueces.
Harper.	Smith of Travis.
Hollowell.	Storey.
Hull.	Teer.
Johnson.	Tomme.
Kemble.	Veatch.
Kittrell.	Wallace.
Lane of Hamilton.	Webb.
Lane of Harrison.	Wells.
Loftin.	Williamson.
Low.	Wilson.

## Nays—42.

Acker.	Hoskins.
Albritton.	Jones.
Atkinson.	Jordan.
Avis.	Kayton.
Barker.	King.
Bateman.	Laird.
Bean.	McFarlane.
Bedford.	McGill.
Boggs.	Moore.
Bryant.	Pavlica.
Cade.	Pearce.
Carter.	Perdue.
Coody.	Poage.
Davis of Dallas.	Sanford.
DeBerry.	Stell.
Downs.	Taylor.
Farrar.	Thompson.
Graves.	Walker.
Gray.	Westbrook.
Hagaman.	Wester.
High.	Woodruff.

## Present—Not Voting.

Baker of Panola.	Lipscomb.
Dunlap.	Wade.

## Absent.

Alexander	Amsler.
of Limestone.	Bartlett.

Bird.  
Blount.  
Bonham.  
Conway.  
Cox of Lamar.  
Cox of Navarro.  
Dale.  
Daniels.  
Donnell.  
Fields.  
Finlay.  
Frnka.  
Harman.  
Irwin.  
Jacks.  
Jasper.  
Justice.  
Kenyon.  
Kinnear.  
Masterson.

Maxwell.  
McBride.  
McDonald.  
McNatt.  
Merritt.  
Morris.  
Purl.  
Rogers.  
Rowell.  
Rowland.  
Simpson.  
Smyth.  
Sparks.  
Stautzenberger.  
Stevens.  
Stevenson.  
Stout.  
Strong.  
Young.

Dielmann.  
Downs.  
Dunlap.  
Dunn of Falls.  
Dunn of Hopkins.  
Durham.  
Enderby.  
Farrar.  
Faulk.  
Florence.  
Foster.  
Graves.  
Gray.  
Hagaman.  
Harman.  
Harper.  
High.  
Hollowell.  
Hoskins.  
Hull.  
Johnson.  
Jones.  
Jordan.  
Kayton.  
Kemble.  
King.  
Kittrell.  
Laird.  
Lane of Hamilton.  
Lane of Harrison.  
Lipscomb.  
Loftin.  
Low.  
Mankin.  
Masterson.  
McDougald.  
McFarlane.  
McGill.  
Montgomery.

Nicholson.  
Pavlica.  
Pearce.  
Petsch.  
Pool.  
Pope.  
Powell.  
Purl.  
Rawlins.  
Raymer.  
Renfro.  
Rice.  
Rowell.  
Rowland.  
Runge.  
Sanford.  
Shearer.  
Sheats.  
Simmons.  
Sinks.  
Smith of Nueces.  
Smith of Travis.  
Smyth.  
Stevens.  
Storey.  
Stout.  
Strong.  
Taylor.  
Thompson.  
Tomme.  
Veatch.  
Wade.  
Walker.  
Wallace.  
Wells.  
Wester.  
Wilson.  
Woodruff.

# HOUSE BILL NO. 687 ON SECOND READING.

(By Unanimous Consent.)

The Speaker laid before the House, on its second reading and passage to engrossment.

H. B. No. 687, A bill to be entitled "An Act making an appropriation of the sum of ten thousand dollars (\$10,000), or so much thereof as may be necessary, out of the general revenue of the State of Texas, to pay the contingent expense of the Regular Session of the Thirty-ninth Legislature of the State of Texas; providing how accounts may be approved, and declaring an emergency."

The bill was read second time and was passed to engrossment.

# HOUSE BILL NO. 687 ON THIRD READING.

Mr. Sanford moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 687 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—102.

Mr. Speaker.  
Acker.  
Albritton.  
Alexander  
of Bastrop.  
Atkinson.  
Baker of Orange.  
Baker of Panola.  
Barker.  
Barron.  
Bateman.  
Bean.  
Bedford.  
Bird.  
Bobbitt.  
Boggs.  
Brown.  
Bryant.  
Cade.  
Carter.  
Chitwood.  
Coody.  
Covey.  
Cox of Navarro.  
Cummings.  
Davis of Dallas.  
Davis of Wood.  
DeBerry.

Perdue.

Present—Not Voting.

Stell.

Absent.

Alexander  
of Limestone.  
Amsler.  
Avis.  
Bartlett.  
Blount.  
Bonham.  
Coffey.  
Conway.  
Cox of Lamar.  
Dale.  
Daniels.  
Dinkle.  
Donnell.  
Fields.  
Finlay.  
Frnka.  
Hall.  
Irwin.  
Jacks.  
Jasper.

Justice.  
Kenyon.  
Kinnear.  
Maxwell.  
McBride.  
McDonald.  
McKean.  
McNatt.  
Merritt.  
Moore.  
Morris.  
Parish.  
Poage.  
Robinson.  
Rogers.  
Simpson.  
Sparks.  
Stautzenberger.  
Stevenson.  
Teer.  
Webb.

Westbrook. Young.  
Williamson.

The Speaker then laid House bill No. 687 before the House on its third reading and final passage.

The bill was read third time and was passed.

#### BILL ORDERED NOT PRINTED.

On motion of Mr. Kittrell, Senate bill No. 415 was ordered not printed.

#### SENATE BILL NO. 415 ON SECOND READING.

On motion of Mr. Kittrell, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 415, A bill to be entitled "An Act to amend Chapter 117 of the General Laws of the Regular Session of the Thirty-eighth Legislature, so as to make proper disposition of intoxicating liquor seized and authorized to be destroyed by court order, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to third reading.

#### SENATE BILL NO. 415 ON THIRD READING.

Mr. Kittrell moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 415 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—86.

Mr. Speaker.	Durham.
Acker.	Enderby.
Albritton.	Farrar.
Baker of Panola.	Faulk.
Barker.	Florence.
Barron.	Foster.
Bateman.	Graves.
Bean.	Gray.
Bedford.	Hagaman.
Bird.	Hall.
Bobbitt.	Harper.
Boggs.	High.
Brown.	Hollowell.
Carter.	Hoskins.
Coody.	Johnson.
Covey.	Jordan.
Cox of Lamar.	King.
Davis of Dallas.	Kittrell.
Davis of Wood.	Laird.
Dielmann.	Lane of Hamilton.
Dinkle.	Lipscomb.
Downs.	Loftin.
Dunlap.	Low.
Dunn of Falls.	Mankin.

Maxwell.	Sanford.
McDougald.	Shearer.
McFarlane.	Sheats.
McGill.	Simmons.
Montgomery.	Sinks.
Moore.	Smith of Nueces.
Pavlica.	Smith of Travis.
Pearce.	Smyth.
Perdue.	Storey.
Poage.	Strong.
Pope.	Thompson.
Powell.	Veatch.
Purl.	Wade.
Rawlins.	Walker.
Raymer.	Wallace.
Renfro.	Wester.
Robinson.	Williamson.
Rogers.	Wilson.
Rowell.	Woodruff.
Runge.	

Nays—14.

Alexander	Kayton.
of Bastrop.	Kemble.
Atkinson.	Pool.
Avis.	Rice.
Bryant.	Sparks.
DeBerry.	Tomme.
Dunn of Hopkins.	Wells.
Hull.	

Present—Not Voting.

Stout.

Absent.

Alexander	Kenyon.
of Limestone.	Kinnear.
Amaler.	Lane of Harrison.
Baker of Orange.	Masterson.
Bartlett.	McBride.
Blount.	McDonald.
Bonham.	McKean.
Cade.	McNatt.
Chitwood.	Merritt.
Coffey.	Morris.
Conway.	Nicholson.
Cox of Navarro.	Parish.
Cummings.	Petsch.
Dale.	Rowland.
Daniels.	Simpson.
Donnell.	Stautzenberger.
Fields.	Stell.
Finlay.	Stevens.
Frnka.	Stevenson.
Harman.	Taylor.
Irwin.	Teer.
Jacks.	Webb.
Jasper.	Westbrook.
Jones.	Young.
Justice.	

The Speaker then laid Senate bill No. 415 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—90.

Mr. Speaker.	Acker.
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Albritton.	Laird.
Alexander	Lane of Hamilton.
of Limestone.	Lipscomb.
Atkinson.	Low.
Baker of Orange.	Mankin.
Baker of Panola.	Masterson.
Barker.	Maxwell.
Barron.	McDougald.
Bateman.	McFarlane.
Bean.	Montgomery.
Bedford.	Moore.
Bird.	Pearce.
Bobbitt.	Perdue.
Boggs.	Petsch.
Brown.	Poage.
Cade.	Pope.
Chitwood.	Powell.
Coody.	Rawlins.
Cox of Lamar.	Raymer.
Davis of Dallas.	Renfro.
Davis of Wood.	Robinson.
Dielmann.	Rogers.
Dinkle.	Rowell.
Downs.	Sanford.
Dunn of Falls.	Shearer.
Durham.	Sheats.
Enderby.	Simmons.
Farrar.	Sinks.
Faulk.	Smith of Travis.
Fields.	Smyth.
Florence.	Storey.
Foster.	Strong.
Graves.	Teer.
Gray.	Tomme.
Hagaman.	Veatch.
Harper.	Wade.
High.	Walker.
Hollowell.	Wallace.
Hoskins.	Webb.
Hull.	Wells.
Johnson.	Wester.
Jones.	Williamson.
Jordan.	Wilson.
King.	Woodruff.
Kittrell.	Young.

## Nays—14.

Alexander	Kayton.
of Bastrop.	Kemble.
Avis.	McGill.
Bryant.	Pavlica.
Carter.	Rice.
DeBerry.	Sparks.
Dunn of Hopkins.	Thompson.

Present—Not Voting.

Stout.

Absent.

Amsler.	Cummings.
Bartlett.	Dale.
Blount.	Daniels.
Bonham.	Donnell.
Coffey.	Dunlap.
Conway.	Finlay.
Covey.	Frnka.
Cox of Navarro.	Hall.

Harman.	Nicholson.
Irwin.	Parish.
Jacks.	Pool.
Jasper.	Purl.
Justice.	Rowland.
Kenyon.	Runge.
Kinnear.	Simpson.
Lane of Harrison.	Smith of Nueces.
Loftin.	Stautzenberger.
McBride.	Stell.
McDonald.	Stevens.
McKean.	Stevenson.
McNatt.	Taylor.
Merritt.	Westbrook.
Morris.	

## MESSAGE FROM THE SENATE.

Senate Chamber,

Austin, Texas, March 18, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. B. No. 563, A bill to be entitled "An Act creating and incorporating the Runningwater Independent School District of Hale county, Texas, for free school purposes only; defining its boundaries; vesting it with all the rights, powers, duties and privileges of independent school districts under the general laws of Texas pertaining thereto; providing a board of trustees, raising bonds and maintaining public free schools therein; vesting all lands, buildings and all other property now owned and held for free school purposes by Runningwater Common School District in the Runningwater Independent School District," etc.,

H. B. No. 393, A bill to be entitled "An Act to amend Article 1120 of Title 15, of Chapter 1 of the Code of Criminal Procedure of 1911, as amended by Chapter 127 of the Acts of the Regular Session of the Thirty-fourth Legislature and by Chapter 70 of the Acts of the Regular Session of the Thirty-sixth Legislature, so as to provide that the maximum number of days for which a district attorney may receive pay shall not exceed 230 in any one year in all judicial districts of this State composed of two counties or more, and declaring an emergency."

Respectfully,

MORRIS C. HANKINS,

Assistant Secretary of the Senate.

SENATE BILL NO. 284 ON SECOND READING.

On motion of Mr. Wallace, the regular order of business was suspended to



take up and have placed on its second reading and passage to third reading,

S. B. No. 284, A bill to be entitled "An Act to vest in the University of Texas the title to the property near the intersection of Nineteenth Street and East Avenue in the city of Austin, Texas, consisting of outlots Nos. sixty-four (64) and seventy-one (71) of division E of said city of Austin, Travis county, Texas, and being the property formerly occupied by the State Blind Asylum, including all improvements, furnishings and fixtures thereon situated; and repealing all laws and parts of laws in conflict herewith."

The Speaker laid the bill before the House, it was read second time and was passed to third reading.

(Mr. Bobbitt in the chair.)

#### SENATE BILL NO. 284 ON THIRD READING.

Mr. Wallace moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 284 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—99.

Acker.	Foster.
Albritton.	Frnka.
Alexander	Gray.
of Bastrop.	Hagaman.
Alexander	Hall.
of Limestone.	Harper.
Avis.	High.
Baker of Orange.	Hollowell.
Baker of Panola.	Hoskins.
Barker.	Hull.
Barron.	Johnson.
Bateman.	Jordan.
Bean.	Justice.
Bedford.	Kemble.
Bird.	Kittrell.
Bobbitt.	Lane of Hamilton.
Boggs.	Lane of Harrison.
Brown.	Lipscomb.
Bryant.	Low.
Cade.	Mankin.
Carter.	Masterson.
Chitwood.	Maxwell.
Coody.	McDougald.
Cox of Lamar.	McFarlane.
Davis of Dallas.	McGill.
DeBerry.	Montgomery.
Dielmann.	Moore.
Dinkle.	Nicholson.
Downs.	Pavlica.
Dunn of Falls.	Pearce.
Dunn of Hopkins.	Petsch.
Enderby.	Poage.
Faulk.	Pope.
Florence.	Purl.

Rawlins.	Stout.
Raymer.	Strong.
Renfro.	Teer.
Rice.	Thompson.
Robinson.	Tomme.
Rogers.	Veatch.
Rowell.	Wade.
Sanford.	Walker.
Shearer.	Wallace.
Sheats.	Webb.
Simmons.	Wells.
Sinks.	Westbrook.
Smith of Travis.	Wester.
Smyth.	Williamson.
Sparks.	Wilson.
Stevens.	Young.
Storey.	

Nays—2.

Atkinson.	Davis of Wood.
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Present—Not Voting.

Farrar.	Stell.
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Absent.

Amsler.	Kenyon.
Bartlett.	King.
Blount.	Kinnear.
Bonham.	Laird.
Coffey.	Loftin.
Conway.	McBride.
Covey.	McDonald.
Cox of Navarro.	McKean.
Cummings.	McNatt.
Dale.	Merritt.
Daniels.	Morris.
Donnell.	Parish.
Dunlap.	Perdue.
Durham.	Pool.
Fields.	Powell.
Finlay.	Rowland.
Graves.	Runge.
Harman.	Simpson.
Irwin.	Smith of Nueces.
Jacks.	Stautzenberger.
Jasper.	Stevenson.
Jones.	Taylor.
Kayton.	Woodruff.

The Speaker then laid Senate bill No. 284 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—104.

Mr. Speaker.	Barker.
Acker.	Barron.
Albritton.	Bateman.
Alexander	Bean.
of Bastrop.	Bedford.
Alexander	Bird.
of Limestone.	Bobbitt.
Avis.	Boggs.
Baker of Orange.	Brown.
Baker of Panola.	Bryant.

Cade.	McGill.
Chitwood.	Montgomery.
Coody.	Moore.
Cox of Lamar.	Nicholson.
Davis of Dallas.	Parish.
DeBerry.	Pavlica.
Dielmann.	Pearce.
Dinkle.	Perdue.
Dunlap.	Petsch.
Dunn of Falls.	Poage.
Dunn of Hopkins.	Pope.
Enderby.	Rawlins.
Farrar.	Raymer.
Faulk.	Renfro.
Fields.	Rice.
Florence.	Robinson.
Foster.	Rogers.
Graves.	Rowell.
Hagaman.	Sanford.
Hall.	Shearer.
Harman.	Sheats.
Harper.	Simmons.
High.	Sinks.
Hollowell.	Smith of Travis.
Hoskins.	Smyth.
Hull.	Sparks.
Jacks.	Storey.
Johnson.	Stout.
Jordan.	Teer.
Justice.	Thompson.
Kayton.	Tomme.
Kemble.	Veatch.
Kittrell.	Wade.
Lane of Hamilton.	Walker.
Lane of Harrison.	Wallace.
Low.	Wells.
Mankin.	Westbrook.
Masterson.	Wester.
Maxwell.	Williamson.
McDougald.	Wilson.
McFarlane.	Young.

Nays—3.

Atkinson.	Davis of Wood.
Carter.	

Present—Not Voting.

Stell.

Absent.

Amsler.	Jasper.
Bartlett.	Jones.
Blount.	Kenyon.
Bonham.	King.
Coffey.	Kinnear.
Conway.	Laird.
Covey.	Lipscomb.
Cox of Navarro.	Loftin.
Cummings.	McBride.
Dale.	McDonald.
Daniels.	McKean.
Donnell.	McNatt.
Downs.	Merritt.
Durham.	Morris.
Finlay.	Pool.
Frnka.	Powell.
Gray.	Purl.
Irwin.	Rowland.

Runge.	Stevenson.
Simpson.	Strong.
Smith of Nueces.	Taylor.
Stautzenberger.	Webb.
Stevens.	Woodruff.

HOUSE JOINT RESOLUTION NO. 12  
ON FINAL PASSAGE.

Mr. Walker moved to reconsider the vote by which House joint resolution No. 12 failed to pass.

The motion to reconsider prevailed.

House joint resolution No. 12 was then finally passed by the following vote:

Yeas—100.

Acker.	Jacks.
Albritton.	Johnson.
Alexander	Jordan.
of Bastrop.	Justice.
Alexander	Kayton.
of Limestone.	Kemble.
Avis.	Kittrell.
Baker of Orange.	Lane of Hamilton.
Barker.	Lane of Harrison.
Barron.	Loftin.
Bateman.	Low.
Bean.	Mankin.
Bedford.	Masterson.
Bird.	Maxwell.
Bobbitt.	McFarlane.
Boggs.	McGill.
Bonham.	Montgomery.
Brown.	Nicholson.
Bryant.	Parish.
Carter.	Pavlica.
Chitwood.	Pearce.
Coody.	Perdue.
Covey.	Petsch.
Cox of Lamar.	Poage.
Davis of Dallas.	Pool.
DeBerry.	Pope.
Dielmann.	Powell.
Dinkle.	Purl.
Downs.	Rawlins.
Dunlap.	Raymer.
Dunn of Falls.	Renfro.
Durham.	Rice.
Farrar.	Robinson.
Faulk.	Rogers.
Fields.	Rowell.
Finlay.	Runge.
Florence.	Sanford.
Foster.	Shearer.
Graves.	Sheats.
Gray.	Simmons.
Hagaman.	Sinks.
Hall.	Smith of Travis.
Harman.	Smyth.
Harper.	Sparks.
High.	Stout.
Hollowell.	Teer.
Hoskins.	Thompson.
Hull.	Tomme.
Irwin.	Veatch.

Wade.	Westbrook.
Walker.	Wester.
Wallace.	Williamson.
Webb.	Wilson.
Wells.	Young.

Nays—4.

Atkinson.	Laird.
Davis of Wood.	Moore.

Present—Not Voting.

Baker of Panola. Stell.

Absent.

Amsler.	Lipscomb.
Bartlett.	McBride.
Blount.	McDonald.
Cade.	McDougald.
Coffey.	McKean.
Conway.	McNatt.
Cox of Navarro.	Merritt.
Cummings.	Morris.
Dale.	Rowland.
Daniels.	Simpson.
Donnell.	Smith of Nueces.
Dunn of Hopkins.	Stautzenberger.
Enderby.	Stevens.
Frnka.	Stevenson.
Jasper.	Storey.
Jones.	Strong.
Kenyon.	Taylor.
King.	Woodruff.
Kinnear.	

#### MOTION TO TAKE UP SENATE BILL NO. 345.

Mr. Johnson moved that the regular order of business be suspended to take up and have placed on its second reading and passage to third reading Senate bill No. 345.

The motion was lost.

#### SENATE BILL NO. 207 ON SECOND READING.

On motion of Mr. Shearer, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading.

S. B. No. 207. A bill to be entitled "An Act to authorize the commissioners courts of the various counties of the State of Texas to employ one or more nurses for the purpose of assisting in the promotion of public health and visiting and inspecting the pupils of the public schools, and to appropriate public funds in payment thereof."

The Speaker laid the bill before the House, it was read second time and was passed to third reading.

#### SENATE BILL NO. 207 ON THIRD READING.

Mr. Shearer moved that the constitu-

tional rule requiring bills to be read on three several days be suspended and that Senate bill No. 207 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—82.

Acker.	Lane of Hamilton.
Albritton.	Lane of Harrison.
Alexander	Lipscomb.
of Bastrop.	Low.
Alexander	Mankin.
of Limestone.	Masterson.
Atkinson.	McDougald.
Avis.	McFarlane.
Baker of Orange.	McGill.
Barker.	Montgomery.
Barron.	Nicholson.
Bedford.	Parish.
Bird.	Pavlica.
Bobbitt.	Pearce.
Boggs.	Perdue.
Brown.	Petsch.
Bryant.	Poage.
Cade.	Pool.
Chitwood.	Pope.
Covey.	Purl.
Cox of Lamar.	Rawlins.
Cummings.	Raymer.
Davis of Dallas.	Renfro.
DeBerry.	Rice.
Dielmann.	Robinson.
Dinkle.	Rowell.
Downs.	Runge.
Dunlap.	Sanford.
Dunn of Falls.	Shearer.
Dunn of Hopkins.	Sheats.
Durham.	Simmons.
Farrar.	Sinks.
Faulk.	Smith of Travis.
Fields.	Smyth.
Foster.	Sparks.
Frnka.	Stell.
Graves.	Strong.
Gray.	Taylor.
Hall.	Teer.
Harman.	Thompson.
High.	Veatch.
Hoskins.	Wade.
Hull.	Walker.
Irwin.	Wallace.
Jacks.	Webb.
Johnson.	Wells.
Jordan.	Wester.
Justice.	Williamson.
Kayton.	Wilson.
King.	Woodruff.
Kittrell.	Young.

Nays—11.

Bean.	Harper.
Carter.	Hollowell.
Coody.	Kemble.
Davis of Wood.	Rogers.
Enderby.	Stout.
Hagaman.	

Present—Not Voting.

Baker of Panola. Bateman.

Absent.

Amsler.	Maxwell.
Bartlett.	McBride.
Blount.	McDonald.
Bonham.	McKean.
Coffey.	McNatt.
Conway.	Merritt.
Cox of Navarro.	Moore.
Dale.	Morris.
Daniels.	Powell.
Donnell.	Rowland.
Finlay.	Simpson.
Florence.	Smith of Nueces.
Jasper.	Stautzenberger.
Jones.	Stevens.
Kenyon.	Stevenson.
Kinnear.	Storey.
Laird.	Tomme.
Loftin.	Westbrook.

The Speaker then laid Senate bill No. 207 before the House on its third reading and final passage.

The bill was read third time and was passed.

#### MOTION TO TAKE UP HOUSE BILL NO. 681.

Mr. Faulk moved that the regular order of business be suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 681, A bill to be entitled "An Act making certain appropriations for the State Reclamation Department."

The motion was lost.

#### SENATE BILL NO. 309 ON SECOND READING.

On motion of Mr. Rawlins, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 309, A bill to be entitled "An Act to provide that money paid political party committees shall not be counted in the amount limited for campaign expenses, and to repeal all laws in conflict herewith."

The Speaker laid the bill before the House, it was read second time and was passed to third reading.

#### SENATE BILL NO. 309 ON THIRD READING.

Mr. Rawlins moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 309 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—96.

Acker.	King.
Baker of Orange.	Kittrell.
Baker of Panola.	Lane of Harrison.
Bateman.	Lipscomb.
Bean.	Low.
Bobbitt.	Masterson.
Boggs.	Maxwell.
Brown.	McDougald.
Bryant.	McGill.
Cade.	Montgomery.
Carter.	Nicholson.
Chitwood.	Pavlica.
Coody.	Perdue.
Covey.	Petsch.
Cummings.	Poage.
DeBerry.	Pool.
Dielmann.	Pope.
Dinkle.	Rawlins.
Dunlap.	Raymer.
Dunn of Falls.	Renfro.
Dunn of Hopkins.	Robinson.
Durham.	Rowell.
Farrar.	Runge.
Faulk.	Sanford.
Fields.	Shearer.
Florence.	Sinks.
Foster.	Smith of Travis.
Frnka.	Smyth.
Gray.	Storey.
Hagaman.	Strong.
Hall.	Taylor.
Harman.	Thompson.
Harper.	Tomme.
High.	Veatch.
Hollowell.	Wade.
Hoskins.	Wells.
Hull.	Westbrook.
Irwin.	Wester.
Jacks.	Wilson.
Jordan.	Woodruff.
Kayton.	Young.
Kemble.	

Nays—19.

Barker.	Mankin.
Bedford.	Moore.
Bird.	Parish.
Davis of Wood.	Pearce.
Downs.	Rice.
Enderby.	Rogers.
Graves.	Simmons.
Johnson.	Stout.
Justice.	Webb.
Lane of Hamilton.	

Absent.

Albritton.	Avis.
Alexander	Barrón.
of Bastrop.	Bartlett.
Alexander	Blount.
of Limestone.	Bonham
Amsler.	Coffey.
Atkinson.	Conway.

Cox of Lamar.	Merritt.
Cox of Navarro.	Morris.
Dale.	Powell.
Daniels.	Purl.
Davis of Dallas.	Rowland.
Donnell.	Sheats.
Finlay.	Simpson.
Jasper.	Smith of Nueces.
Jones.	Sparks.
Kenyon.	Stautzenberger.
Kinnear.	Stell.
Laird.	Stevens.
Loftin.	Stevenson.
McBride.	Teer.
McDonald.	Walker.
McFarlane.	Wallace.
McKean.	Williamson.
McNatt.	

The Speaker then laid Senate bill No. 309 before the House on its third reading and final passage.

The bill was read third time and was passed.

#### REQUESTING GOVERNOR TO RETURN HOUSE BILL NO. 593.

Mr. Finlay offered the following resolution:

H. C. R. No. 59, Requesting return of House bill No. 593.

Resolved by the House of Representatives, the Senate concurring, That the Governor be and is hereby requested to return to the House House bill No. 593 for further consideration.

The resolution was read second time and was adopted.

#### SENATE BILL NO. 346 ON SECOND READING.

On motion of Mr. Jordan, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 346, A bill to be entitled "An Act to amend Article 637, Revised Civil Statutes of Texas, 1911, with reference to authorizing the incorporation of road districts and authorizing the same to sue and be sued, and authorizing the levying a tax for the payment of judgment, if cast in suit."

The Speaker laid the bill before the House, it was read second time and was passed to third reading.

#### SENATE BILL NO. 346 ON THIRD READING.

Mr. Jordan moved that the constitutional rule requiring bills to be read on three several days be suspended and the Senate bill No. 346 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—97.

Acker.	Kittrell.
Alexander	Laird.
of Bastrop.	Lane of Harrison.
Alexander	Loftin.
of Limestone.	Low.
Atkinson.	Mankin.
Baker of Orange.	Maxwell.
Baker of Panola.	McDougald.
Barker.	McFarlane.
Barron.	McGill.
Bateman.	McKean.
Bean.	Montgomery.
Bedford.	Moore.
Bird.	Nicholson.
Bobbitt.	Pavlica.
Boggs.	Pearce.
Brown.	Petsch.
Cade.	Poage.
Carter.	Pool.
Chitwood.	Pope.
Coody.	Rawlins.
Covey.	Renfro.
Cox of Lamar.	Robinson.
Cummings.	Rogers.
Davis of Dallas.	Rowell.
DeBerry.	Runge.
Dinkle.	Sanford.
Dunn of Hopkins.	Shearer.
Durham.	Simmons.
Farrar.	Sinks.
Faulk.	Smith of Travis.
Fields.	Sparks.
Florence.	Stevens.
Foster.	Stevenson.
Graves.	Storey.
Gray.	Stout.
Hall.	Strong.
Harman.	Taylor.
Harper.	Teer.
High.	Tomme.
Hollowell.	Veatch.
Hoskins.	Wade.
Hull.	Walker.
Irwin.	Webb.
Jacks.	Wells.
Jordan.	Wester.
Justice.	Williamson.
Kayton.	Wilson.
Kemble.	Woodruff.
King.	Young.

Nays—5.

Albritton.	Perdue.
Davis of Wood.	Thompson.
Enderby.	

Present—Not Voting.

Rice.

Absent.

Amsler.  
Avis.  
Bartlett.

Blount.  
Bonham.  
Bryant.

Coffey.	Masterson.
Conway.	McBride.
Cox of Navarro.	McDonald.
Dale.	McNatt.
Daniels.	Merritt.
Dielmann.	Morris.
Donnell.	Parish.
Downs.	Powell.
Dunlap.	Purl.
Dunn of Falls.	Raymer.
Finlay.	Rowland.
Frnka.	Sheats.
Hagaman.	Simpson.
Jasper.	Smith of Nueces.
Johnson.	Smyth.
Jones.	Stautzenberger.
Kenyon.	Stell.
Kinnear.	Wallace.
Lane of Hamilton.	Westbrook.
Lipscomb.	

The Speaker then laid Senate bill No. 346 before the House on its third reading and final passage.

The bill was read third time and was passed.

#### SENATE BILL NO. 287 ON SECOND READING.

On motion of Mr. McGill, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading.

S. B. No. 287, A bill to be entitled "An Act to amend Chapter 3 of Title 118 of the Revised Civil Statutes of Texas of 1911, relating to the filing of notice of pendency of suit, by adding thereto Article 6840 $\frac{1}{2}$ , so as to provide for the cancellation of such notice of pendency of suit by the court in which the suit action is pending, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to third reading.

(Speaker in the chair.)

#### SENATE BILL NO. 287 ON THIRD READING.

Mr. McGill moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 287 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—85.

Acker.	Alexander
Albritton.	of Limestone.
Alexander	Atkinson.
of Bastrop.	Baker of Orange.

Baker of Panola.	Maxwell.
Barker.	McFarlane.
Barron.	McGill.
Bateman.	Montgomery.
Bean.	Moore.
Bedford.	Nicholson.
Boggs.	Pearce.
Brown.	Perdue.
Bryant.	Petsch.
Cade.	Poage.
Carter.	Pool.
Coffey.	Pope.
Coody.	Rawlins.
Cox of Lamar.	Robinson.
Cummings.	Rowell.
DeBerry.	Runge.
Dielmann.	Sanford.
Dinkle.	Shearer.
Dunn of Hopkins.	Sheats.
Durham.	Simmons.
Enderby.	Sinks.
Fields.	Smith of Travis.
Finlay.	Sparks.
Gray.	Stell.
Hall.	Stevens.
Harman.	Stevenson.
Harper.	Strong.
Hull.	Taylor.
Jacks.	Teer.
Jordan.	Thompson.
Justice.	Veatch.
Kayton.	Walker.
King.	Wallace.
Kittrell.	Webb.
Laird.	Wells.
Lane of Harrison.	Wester.
Loftin.	Williamson.
Low.	Wilson.
Mankin.	Woodruff.
Masterson.	Young.

Nays—17.

Avis.	Lane of Hamilton.
Bird.	McDougald.
Covey.	McKean.
Davis of Wood.	Pavlica.
Downs.	Storey.
Farrar.	Stout.
Graves.	Wade.
Hoskins.	Westbrook.
Kemble.	

Present—Not Voting.

Chitwood.	Rice.
High.	

Absent.

Amsler.	Donnell.
Bartlett.	Dunlap.
Blount.	Dunn of Falls.
Bobbitt.	Faulk.
Bonham.	Florence.
Conway.	Foster.
Cox of Navarro.	Frnka.
Dale.	Hagaman.
Daniels.	Hollowell.
Davis of Dallas.	Irwin.

Jasper.	Powell.
Johnson.	Purl.
Jones.	Raymer.
Kenyon.	Renfro.
Kinnear.	Rogers.
Lipscomb.	Rowland.
McBride.	Simpson.
McDonald.	Smith of Nueces.
McNatt.	Smyth.
Merritt.	Stautzenberger.
Morris.	Tomme.
Parish.	

The Speaker then laid Senate bill No. 287 before the House on its third reading and final passage.

The bill was read third time and was passed.

#### MESSAGE FROM THE SENATE.

Senate Chamber,  
Austin, Texas, March 18, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. B. No. 16, A bill to be entitled "An Act to amend Section 1 of Chapter 5, of the General Laws of the First Called Session of the Thirty-third Legislature, relating to indeterminate sentences, the purpose of this amendment being to provide for the discharge of certain convicts under indeterminate sentences upon certain conditions, and providing that this act shall apply to convicts now serving indeterminate sentences in the penitentiary as well as to those who shall hereafter be sentenced to indeterminate terms of imprisonment in the penitentiary," with amendments.

The Senate has concurred in House amendments to Senate bill No. 382.

Respectfully,

MORRIS C. HANKINS,  
Assistant Secretary of the Senate.

#### SENATE BILL NO. 212 ON SECOND READING.

On motion of Mr. Fields, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 212, A bill to be entitled "An Act to amend Articles 1315 and 1316 of the Penal Code of the State of Texas of 1911, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Farrar offered the following (committee) amendment to the bill:

Amend Senate bill No. 212 where the word "five" appears in the next line to the last line of Section 1 of the bill insert "twelve," and where the figure "(5)" in brackets in the last line of Section 1, insert "12" in brackets.

The amendment was adopted.

Senate bill No. 212 was then passed to third reading.

#### SENATE BILL NO. 212 ON THIRD READING.

Mr. Fields moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 212 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—91.

Acker.	Jordan.
Alexander	Justice.
of Limestone.	Kemble.
Atkinson.	King.
Avis.	Kittrell.
Baker of Orange.	Laird.
Barker.	Lane of Harrison.
Barron.	Loftin.
Bateman.	Low.
Bean.	Mankin.
Bedford.	Maxwell.
Bird.	McDougald.
Bobbitt.	McFarlane.
Boggs.	Moore.
Brown.	Nicholson.
Carter.	Pavlica.
Chitwood.	Pearce.
Coody.	Perdue.
Cox of Lamar.	Petsch.
Cummings.	Poage.
Davis of Wood.	Pool.
DeBerry.	Pope.
Dielmann.	Rice.
Dinkle.	Robinson.
Downs.	Rogers.
Dunlap.	Rowell.
Dunn of Falls.	Runge.
Dunn of Hopkins.	Sanford.
Durham.	Sheats.
Farrar.	Sinks.
Faulk.	Smith of Travis.
Fields.	Sparks.
Finlay.	Stevens.
Florence.	Stevenson.
Foster.	Storey.
Frnka.	Stout.
Graves.	Strong.
Gray.	Taylor.
Hagaman.	Teer.
Hall.	Thompson.
Harman.	Webb.
Harper.	Westbrook.
High.	Wester.
Hollowell.	Williamson.
Hoskins.	Wilson.
Irwin.	Woodruff.

Nays—5.

Enderby.	Simmons.
Kayton.	Walker.
Parish.	

Present—Not Voting.

Bryant.	Veatch.
Lane of Hamilton.	Young.
Lipscomb.	

Absent.

Albritton.	McBride.
Alexander	McDonald.
of Bastrop.	McGill.
Amsler.	McKean.
Baker of Panola.	McNatt.
Bartlett.	Merritt.
Blount.	Montgomery.
Bonham.	Morris.
Cade.	Powell.
Coffey.	Purl.
Conway.	Rawlins.
Covey.	Raymer.
Cox of Navarro.	Renfro.
Dale.	Rowland.
Daniels.	Shearer.
Davis of Dallas.	Simpson.
Donnell.	Smith of Nueces.
Hull.	Smyth.
Jacks.	Stautzenberger.
Jasper.	Stell.
Johnson.	Tomme.
Jones.	Wade.
Kenyon.	Wallace.
Kinnear.	Wells.
Masterson.	

The Speaker then laid Senate bill No. 212 before the House on its third reading and final passage.

The bill was read third time and was passed.

#### HOUSE BILL NO. 16 WITH SENATE AMENDMENTS.

Mr. Irwin called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 16, A bill to be entitled "An Act to amend Section 1 of Chapter 5, of the General Laws of the First Called Session of the Thirty-third Legislature, relating to indeterminate sentences, the purpose of this amendment being to provide for the discharge of certain convicts under indeterminate sentences upon certain conditions, and providing that this act shall apply to convicts now serving indeterminate sentences in the penitentiary as well as to those who shall hereafter be sentenced to indeterminate terms of imprisonment in the penitentiary."

The Speaker laid the bill before the House, and the Senate amendments were read.

On motion of Mr. Irwin, the House concurred in the Senate amendments.

#### BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bills and resolutions:

H. B. No. 76, "An Act to regulate the taking of certain fur-bearing animals or their pelts for barter or sale, declaring them to be the property of the people of the State; defining trapper; prescribing resident, non-resident and alien trapper's licenses; defining fur dealer; prescribing fur dealer's license; defining resident, non-resident and alien; providing form of trappers' and dealers' licenses, their distribution; providing for certain exemptions; defining tenant; regulating the season; providing for disposition of funds; prescribing penalty for violations; providing for enforcement, and declaring an emergency."

H. B. No. 600, "An Act to amend Article 3903 of the Revised Civil Statutes of the State of Texas for 1911, as amended by the Thirty-third Legislature at its Regular Session, Chapter 121 and Chapter 142 of the General Laws, as amended by Chapter 32 of the General Laws of the Third Called Session of the Thirty-sixth Legislature, as amended by Chapter 96 of the General Laws of the Regular Session of the Thirty-seventh Legislature, authorizing county attorneys and district attorneys in counties having a population in excess of one hundred thousand inhabitants, where there is also a district attorney, to appoint deputies, or assistants; by adding Article 3903a, providing that counties composing one judicial district, and the population being between thirty-seven thousand five hundred and one hundred thousand, and the county attorney performs the duties of county attorney and district attorney."

H. B. No. 303, "An Act amending Chapter 57 of the General Laws of the First Called Session of the Thirty-seventh Legislature, relating to the State penitentiary system; providing for the relocation of the State penitentiary system; providing for the disposition of the penitentiary property to accomplish the purpose of this act; providing for a modern penitentiary system and facilities; providing for the operation and maintenance of said system; providing the necessary officers, agents and em-



ployes and making the necessary appropriations to carry out the purpose of this act, and declaring an emergency."

S. B. No. 292, "An Act to amend Article 4859, Tittle 71, Chapter 7, of the Revised Statutes of 1911, as amended by Chapter 50, of the Acts of the Regular Session of the Thirty-sixth Legislature, approved March 13, 1919, by adding thereto Articles 4859a, 4859b, 4859c, 4859d and 4859e, so as to provide that there shall not be more than 2000 members in any one class or group, and further providing that every local mutual aid association hereafter organized in this State shall first obtain a permit from the Commissioner of Insurance; providing that such associations shall have a president, and that the officer having charge of the funds of such associations now or hereafter organized, shall execute a bond to be approved by the president thereof and payable to him in the sum of not less than \$1000 and \$1 for each member in excess of 1000 members; providing penalties for violations of the provisions of this act, and declaring an emergency."

H. B. No. 593, "An Act to amend Section 2, Chapter 40, Local and Special Laws, enacted by the Regular Session of the Thirty-fourth Legislature, in 1915, same being an amendment to San Saba county special road law, by adding thereto Section 2a, to permit the issuance of bonds by San Saba county for the purpose of funding or refunding indebtedness incurred for road and bridge purposes, and declaring an emergency."

H. B. No. 588, "An Act to amend Section 1, of Chapter 3, Special Laws of the Thirty-eighth Legislature, Third Called Session, the same being 'An Act to create the Roscoe Independent School District in Nolan county, Texas.'"

S. B. No. 442, "An Act to amend Section 1, of Chapter 71, Special Laws of the Thirty-eighth Legislature, Regular Session, the same being entitled 'An Act to amend Section 1, of Chapter 3, Local and Special Laws, Third Called Session, Thirty-sixth Legislature, amending and revising the metes and bounds of the Moran Independent School District in Shackelford and Callahan counties, Texas, and declaring an emergency,' so that the said section shall hereafter read as herein set out, and declaring an emergency."

H. B. No. 578, "An Act creating Vogensang Common School District No. 86 in Milam county, Texas."

S. B. No. 462, "An Act making a supplementary appropriation to pay for work to be carried on in the engineering experiment station at the University of Texas for the years beginning September 1, 1925, and ending August 31, 1927."

H. C. R. No. 56, Relating to the Grand Lodge of Odd Fellows.

H. C. R. No. 54, Relating to the system of lighting in the Capitol.

S. C. R. No. 35, Relating to Texas State Railroads.

#### RECESS.

On motion of Mr. Hall, the House, at 4:55 o'clock p. m., took recess to 10 o'clock a. m. tomorrow.

#### APPENDIX.

#### STANDING COMMITTEE REPORTS.

The following committees have today filed favorable reports on bills as follows:

Highways and Motor Traffic—Senate bills Nos. 439, 346.

Judiciary—Senate bills Nos. 24, 272, 387, 342.

Appropriations—House bills No. 681, 689, 688, 687; Senate bills Nos. 457, 411, 460, 457, 461.

School Districts—Senate bills Nos. 440, 445, 505, 463, 468; House bills Nos. 682, 683, 685, 594.

Judicial Districts—Senate bill No. 456; House bill No. 690.

Criminal Jurisprudence—Senate bill No. 422.

Constitutional Amendments—Senate joint resolution No. 10.

Oil, Gas, and Mining—Senate bill No. 259.

Insurance—Senate bill No. 97.

Common Carriers—Senate bills Nos. 388, 171.

Conservation and Reclamation—Senate bills Nos. 349, 4.

The following committees have today filed adverse reports on bills as follows:

Municipal and Private Corporations—House bill No. 227.

Judiciary—Senate bills Nos. 177, 331.

Highways and Motor Traffic—Senate bills Nos. 255, 291.

Criminal Jurisprudence—Senate bill No. 9.

## REPORTS OF COMMITTEE ON ENGROSSED BILLS.

Committee Room,  
Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 689, A bill to be entitled "An Act for supplementary appropriation for support, etc., of State Ranger force," etc.,

And find the same correctly engrossed.  
ROWELL, Chairman.

Committee Room,  
Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 502, A bill to be entitled "An Act requiring official shorthand reporters of any district court of this State on request of the appellant in any case appealed to any Court of Civil Appeals of this State to prepare from his stenographic notes a statement of the facts in such cause in duplicate and narrative form and deliver the same to the appellant or his attorney of record; and providing that where appellant has exercised reasonable diligence to procure from the official shorthand reporter failed to deliver such statement of facts in time for appellant to take the necessary steps to procure and file in the Court of Civil Appeals a statement of facts within the time prescribed by law, that he may file the transcript and the Court of Civil Appeals shall grant appellant such further time as it may deem necessary to file such statement of facts; and further providing that when the Court of Civil Appeals grants appellant further time to prepare and file his statement of facts they shall also grant further time to appellant in which to file his brief, and declaring an emergency,"

And find the same correctly engrossed.  
ROWELL, Chairman.

Committee Room,  
Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed

Bills have carefully examined and compared

H. B. No. 248, A bill to be entitled "An Act to amend Article 3868, Revised Civil Statutes of Texas of 1911, fixing fees of constables for service rendered in business connected with courts of justices of the peace, so as to change the amount of certain fees provided therein and to add fee for every day the constable shall attend the justice court, and declaring an emergency,"

And find the same correctly engrossed.  
ROWELL, Chairman.

Committee Room,  
Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 613, A bill to be entitled "An Act creating and establishing Sweeny Independent School District in Brazoria county, Texas,"

And find the same correctly engrossed.  
ROWELL, Chairman.

Committee Room,  
Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 615, A bill to be entitled "An Act creating the St. Paul Independent School District, situated in San Patricio county, Texas,"

And find the same correctly engrossed.  
ROWELL, Chairman.

Committee Room,  
Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 652, A bill to be entitled "An Act creating and incorporating the Pep Independent School District in Hockley, Lamb and Cochran counties, Texas; defining the boundaries thereof; providing for a board of trustees, their election, terms of office, qualifications, powers, duties and authority; authorizing said board to levy, assess and collect taxes for maintenance and building purposes, and to issue bonds,"

And find the same correctly engrossed.  
ROWELL, Chairman.

Committee Room,  
Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the  
House of Representatives.

Sir: Your Committee on Engrossed  
Bills have carefully examined and compared

H. B. No. 134, A bill to be entitled  
"An Act authorizing the Board of Control, or its successors, to contract for the printing and binding of the reports of the decisions of the Supreme Court and Court of Criminal Appeals of the State of Texas and stipulating the price thereof, with a repealing clause."

And find the same correctly engrossed.  
ROWELL, Chairman.

Committee Room,  
Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the  
House of Representatives.

Sir: Your Committee on Engrossed  
Bills have carefully examined and compared

H. B. No. 660, A bill to be entitled  
"An Act creating and establishing the North Park Independent School District of Taylor county, Texas, including therein the present North Common School District No. 39 of Taylor county."

And find the same correctly engrossed.  
ROWELL, Chairman.

Committee Room,  
Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the  
House of Representatives.

Sir: Your Committee on Engrossed  
Bills have carefully examined and compared

H. B. No. 674, A bill to be entitled  
"An Act creating the Lometa Independent School District in Lampasas county,"

And find the same correctly engrossed.  
ROWELL, Chairman.

Committee Room,  
Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the  
House of Representatives.

Sir: Your Committee on Engrossed  
Bills have carefully examined and compared

H. B. No. 612, A bill to be entitled  
"An Act requiring the screening of irrigation ditches to prevent fish escaping from other waters and coming into the waters of such irrigation ditches; making it an offense to violate or fail to comply with this act; providing that the act shall apply to Tom Green, Howard, Reagan, Glasscock, Irion and Ster-

ling counties only; prescribing penalties, and declaring an emergency,"

And find the same correctly engrossed.  
ROWELL, Chairman.

Committee Room,  
Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the  
House of Representatives.

Sir: Your Committee on Engrossed  
Bills have carefully examined and compared

H. B. No. 644, A bill to be entitled  
"An Act to amend Chapter 77, Section 1 of the Acts of the Regular Session, Thirty-eighth Legislature, preventing the sale of bass, white perch, crappie, channel or other catfish in the counties of Mills and Bell, and declaring an emergency."

And find the same correctly engrossed.  
ROWELL, Chairman.

Committee Room,  
Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the  
House of Representatives.

Sir: Your Committee on Engrossed  
Bills have carefully examined and compared

H. B. No. 657, A bill to be entitled  
"An Act to incorporate Trinidad Independent School District in Henderson county, Texas, out of territory now comprising the Trinidad Common School District No. 6 in Henderson county, Texas."

And find the same correctly engrossed.  
ROWELL, Chairman.

Committee Room,  
Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the  
House of Representatives.

Sir: Your Committee on Engrossed  
Bills have carefully examined and compared

H. B. No. 200, A bill to be entitled  
"An Act to create a more efficient road system for Wood county, Texas; making the county commissioners ex-officio road commissioners, and providing for their compensation, and defining their powers and duties; providing for the working of hands on the public roads who fail to pay tax as provided for; providing for the working of roads by contract if the courts so determine and for the working of county convicts upon the public roads of said county; providing for the collection and disbursement of certain moneys and the payment of fees for special services by certain county officials; providing for penalties for the

enforcement of the provisions of this act; declaring its provisions are supplemental to all general laws of the State on the subject, and for the repeal of all laws and parts of laws in conflict with any of the provisions of this act, and declaring an emergency,"

And find the same correctly engrossed.

ROWELL, Chairman.

Committee Room,

Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 641, A bill to be entitled "An Act to create the Montgomery Independent School District in Montgomery county, Texas,"

And find the same correctly engrossed.

ROWELL, Chairman.

Committee Room,

Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 375, A bill to be entitled "An Act amending certain chapters providing for the manner of conducting elections," etc.,

And find the same correctly engrossed.

ROWELL, Chairman.

Committee Room,

Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 606, A bill to be entitled "An Act to create a more efficient road system for Travis county,"

And find the same correctly engrossed.

ROWELL, Chairman.

Committee Room,

Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 675, A bill to be entitled "An Act to create a more efficient road system for McCulloch county, Texas; defining the powers and duties of the commissioners court of said county in adopting such system, and providing

for the condemnation of lands for opening, changing, widening, ditching, making embankments or fills or draining water away from the public roads in said county; providing for raising or lowering grades, changing and discontinuing of public roads in said county; providing that the commissioners of said county be ex-officio road commissioners, defining their powers and duties, and providing for work overtime; providing that road hands may be assigned to such roads as may be deemed best by the road commissioner of the precinct or the commissioners court of said county; providing for road overseers to call out hands on twenty-four hours' notice, and providing for penalty for failure to call out hands when notified to do so; for the payment of overseers working overtime; for the release of road hands by the payment of money; creating a penal offense for the obstruction of ditches or drainways and diverting surface water or streams into public roads of said county, and providing a penalty; making this law cumulative of the general laws, and declaring an emergency,"

And find the same correctly engrossed.

ROWELL, Chairman.

Committee Room,

Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 676, A bill to be entitled "An Act to amend Chapter 132, Local and Special Laws, Thirty-fifth Legislature, Regular Session, same being an act creating Pineland Independent School District No. 3 in Sabine county, Texas,"

And find the same correctly engrossed.

ROWELL, Chairman.

Committee Room,

Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 569, A bill to be entitled "An Act to validate all homestead claims or pre-emptions filed in the General Land Office July 16, 1888, and on which the residence of the first assignee cannot be proved but on which the second assignee has lived twenty years or more, and authorizing patents to be is-

sued therein, and declaring an emergency,"

And find the same correctly engrossed.

ROWELL, Chairman.

Committee Room,  
Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. J. R. No. 5, Proposing an amendment to Section 2 and Section 24 of Article 3 of the Constitution of the State of Texas, to provide that the Senate shall consist of thirty-one members, and the House of Representatives to consist of one hundred members, and fixing the salaries for the members, fixing the time for the election to be held for such an amendment and making an appropriation to pay the expenses thereof.

And find the same correctly engrossed.

ROWELL, Chairman.

Committee Room,  
Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. J. R. No. 11, Proposing an amendment to Section 26, Article 5, of the Constitution of the State of Texas, to provide that the Governor of the State of Texas may appoint notaries public at any time, and it shall not be necessary that notaries public appointed by the Governor be confirmed by the State Senate of Texas,

And find the same correctly engrossed.

ROWELL, Chairman.

Committee Room,  
Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 416, A bill to be entitled "An Act making it unlawful to sell or offer for sale within this State for human consumption or delivery of immature, unripe or misbranded oranges and grapefruit, and prescribing a penalty for violation, and declaring an emergency,"

And find the same correctly engrossed.

COVEY, Vice-Chairman.

Committee Room,  
Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 538, A bill to be entitled "An Act to amend Section 1, Chapter 36, Acts of the Regular Session of the Thirty-second Legislature, so as to change the conditions of admission to the Confederate Woman's Home, and declaring an emergency,"

And find the same correctly engrossed.

COVEY, Vice-Chairman.

Committee Room,  
Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. J. R. No. 9, Proposing an amendment eliminating provision authorizing Legislature to create special districts, and making an appropriation therefor,

And find the same correctly engrossed.

COVEY, Vice-Chairman.

Committee Room,  
Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 690, A bill to be entitled "An Act to amend Chapter 155 of the Acts of the Thirty-fourth Legislature as amended by Chapter 23 of the Acts of the Thirty-fifth Legislature, and to amend subdivisions 9, 75 and 80 of Article 30, Title 5, of the Revised Civil Statutes of the State of Texas, and to amend Chapter 104 of the laws passed by the Thirty-eighth Legislature, approved March 21, 1923, and to reorganize the Seventy-fifth Judicial District of Texas and remove therefrom the county of Montgomery; and to reorganize the Ninth Judicial District of Texas and remove therefrom the counties of Hardin and Liberty, and to add thereto the county of Waller, and to remove said county of Waller from the Eightieth Judicial District of the State of Texas, and fixing the time of holding court in said Seventy-fifth, Ninth, and Eightieth Judicial Districts, and providing for the continuance in office of the present dis-

trict judges and district attorneys within certain limits, and validating processes, bonds, recognizances and decrees issued and rendered under the existing arrangements; and repealing all laws and parts of laws in conflict herewith, and declaring an emergency,"

And find the same correctly engrossed.  
ROWELL, Chairman.

Committee Room,  
Austin, Texas, March 16, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 311, A bill to be entitled "An Act authorizing any steam or electric railway company, street railway company, interurban railway company, sleeping car company, or other transportation company to transport on any interstate trip in this State any blind person, his or her guide, for the same fare that one person is required to pay or furnish,"

And find the same correctly engrossed.  
ROWELL, Chairman.

Committee Room,  
Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 346, A bill to be entitled "An Act providing for granting pensions to indigent widows of ex-Confederate soldiers," etc.,

And find the same correctly engrossed.  
COVEY, Vice-Chairman.

Committee Room,  
Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. J. R. No. 16, Proposing to amend Section 4 of Article 15 of the Constitution of the State of Texas, by adding thereto a method of procedure in removing disabilities of any person removed from office in this State by impeachment proceedings, and restoring to such person the right to hold public office,

And find the same correctly engrossed.  
COVEY, Vice-Chairman.

Committee Room,  
Austin, Texas, March 18, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. J. R. No. 12, Proposing an amendment to the Constitution of the State of Texas, so as to increase the membership of the Supreme Court of Texas,"

And find the same correctly engrossed.  
ROWELL, Chairman.

Committee Room,  
Austin, Texas, March 18, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 348, A bill to be entitled "An Act to amend Article 612 of the Code of Criminal Procedure of the State of Texas, allowing the adverse party to contest the motion for continuance,"

And find the same correctly engrossed.  
ROWELL, Chairman.

Committee Room,  
Austin, Texas, March 18, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 494, A bill to be entitled "An Act making an appropriation for improving, repairing, cleaning and renovating the State Confederate Home located in the city of Austin, and declaring an emergency,"

And find the same correctly engrossed.  
ROWELL, Chairman.

Committee Room,  
Austin, Texas, March 18, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 182, A bill to be entitled "An Act granting permission to Cleo Fletcher to bring suit against the State of Texas, in the District Court of McLennan county, Texas, or Coryell county, Texas, for personal injuries claimed to be due said Cleo Fletcher for the loss of a leg while in the Reformatory for Juveniles, and declaring an emergency,"

And find the same correctly engrossed.  
ROWELL, Chairman.

Committee Room,  
Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the  
House of Representatives.

Sir: Your Committee on Engrossed  
Bills have carefully examined and com-  
pared

H. B. No. 151, A bill to be entitled  
"An Act defining embezzlement, and pre-  
scribing a penalty for same."

And find the same correctly engrossed.  
ROWELL, Chairman.

Committee Room,  
Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the  
House of Representatives.

Sir: Your Committee on Engrossed  
Bills have carefully examined and com-  
pared

H. B. No. 597, A bill to be entitled  
"An Act authorizing an unmarried  
woman who is a notary public, and who  
shall marry during her term of office, to  
continue to act, with the county clerk  
setting forth the fact of her marriage  
and her changed name,"

And find the same correctly engrossed.  
COVEY, Vice-Chairman.

Committee Room,  
Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the  
House of Representatives.

Sir: Your Committee on Engrossed  
Bills have carefully examined and com-  
pared

H. B. No. 334, A bill to be entitled  
"An Act to amend Article 1585 of the  
Revised Civil Statutes of Texas, Chapter  
2, relating to the terms of the various  
Courts of Civil Appeals of Texas, and  
designated as Article No. 1816, Chapter  
1, Title 39, of the New Revised Civil  
Statutes of Texas, as presented to the  
Thirty-ninth Legislature for adoption  
and passage, and providing for an emer-  
gency."

And find the same correctly engrossed.  
ROWELL, Chairman.

Committee Room,  
Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the  
House of Representatives.

Sir: Your Committee on Engrossed  
Bills have carefully examined and com-  
pared

H. B. No. 667, A bill to be entitled  
"An Act to create the Glasscock County  
Independent School District in Glass-  
cock county, Texas."

And find the same correctly engrossed.  
ROWELL, Chairman.

Committee Room,  
Austin, Texas, March 18, 1925.

Hon. Lee Satterwhite, Speaker of the  
House of Representatives.

Sir: Your Committee on Engrossed  
Bills have carefully examined and com-  
pared

H. B. No. 649, A bill to be entitled  
"An Act to amend Section 11, of Chap-  
ter 182, of the General Laws of the Reg-  
ular Session of the Thirty-eighth Legis-  
lature, increasing the amount of tax to  
be levied and collected for the mainte-  
nance of the Workmen's Compensation  
Division of the State Fire Insurance  
Commission,"

And find the same correctly engrossed.  
ROWELL, Chairman.

Committee Room,  
Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the  
House of Representatives.

Sir: Your Committee on Engrossed  
Bills have carefully examined and com-  
pared

H. B. No. 594, A bill to be entitled  
"An Act to create Sipe Springs Inde-  
pendent School District in Comanche  
county, Texas,"

And find the same correctly engrossed.  
COVEY, Vice-Chairman.

Committee Room,  
Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the  
House of Representatives.

Sir: Your Committee on Engrossed  
Bills have carefully examined and com-  
pared

H. B. No. 540, A bill to be entitled  
"An Act to amend Article 208 of the  
Revised Statutes of 1911, so as to  
change the requirements for an appli-  
cation for admission to the Confederate  
Home, and declaring an emergency,"

And find the same correctly engrossed.  
COVEY, Vice-Chairman.

Committee Room,  
Austin, Texas, March 18, 1925.

Hon. Lee Satterwhite, Speaker of the  
House of Representatives.

Sir: Your Committee on Engrossed  
Bills have carefully examined and com-  
pared

H. B. No. 263, A bill to be entitled  
"An Act requiring every agent or in-  
spector of any railroad or other public  
carrier on demand of shipper or con-  
signor examining any shipment of fruit,  
vegetables, grain, livestock or other farm  
product prior to the shipment, to ascer-  
tain the condition thereof, to forthwith

deliver to the shipper or consignor true copies of any and all reports or certificates by him made concerning the condition thereof; making the failure to observe such requirement or the wilful making or publication of a false report as to the condition thereof a misdemeanor and providing a penalty therefor, and declaring an emergency,"

And find the same correctly engrossed.

ROWELL, Chairman.

Committee Room,  
Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 310, A bill to be entitled "An Act to amend Article 4610, Chapter 1, Title 68 of the Revised Civil Statutes of the State of Texas; and providing for the filing of notice of intention with the clerk of the county; providing how and by whom such notice shall be filed; providing for the posting of a copy of such notice for at least five days at the courthouse door of the county; providing that no fee shall be charged for such filing and posting; providing for the issuance of a license after such notice has been posted for at least five days, and declaring an emergency,"

And find the same correctly engrossed.

ROWELL, Chairman.

Committee Room,  
Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 133, A bill to be entitled "An Act amending Article 640a, Chapter 9-a, of the Penal Code of the Revised Statutes of the State of Texas, so as to prescribe a heavier penalty for the desertion and failure to support wife or children by making the penalty a felony, and declaring an emergency,"

And find the same correctly engrossed.

ROWELL, Chairman.

Committee Room,  
Austin, Texas, March 18, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 629, A bill to be entitled

"An Act to amend Section 4 of Chapter 188 of the Acts of the Legislature of 1917, it being Article 6272 of the Revised Civil Statutes, as amended in 1917, so as to provide that Confederate veterans receiving pensions from the United States government on account of services rendered subsequent to the Civil War shall not be deprived of pensions under the general laws of this State, and that all Confederate veterans who are inmates of the Confederate Home may receive pensions equal in amount to one-half of the pensions payable to non-inmate veterans, and declaring an emergency,"

And find the same correctly engrossed.

ROWELL, Chairman.

Committee Room,  
Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 177, A bill to be entitled "An Act to amend Article 366 of the Revised Civil Statutes of the State of Texas, 1911, requiring that any district or county attorney shall institute legal proceedings in certain cases, so as to provide that it shall also be the duty of such district or county attorney to institute such proceedings as are necessary to recover such compensation as may be unlawfully paid to or received by any officer in his district or county, and to prevent the payment of such compensation,"

And find the same correctly engrossed.

ROWELL, Chairman.

Committee Room,  
Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 492, A bill to be entitled "An Act to amend Article 1160 of the Code of Criminal Procedure of the 1911 Revised Statutes of the State of Texas, as enacted by the Thirty-second Legislature of the State of Texas, Acts 1911, page 110, Section 1, so as to pay the grand jurors three dollars (\$3.00) per day for each day or fraction thereof that he may serve,"

And find the same correctly engrossed.

ROWELL, Chairman.



Committee Room,  
Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the  
House of Representatives.

Sir: Your Committee on Engrossed  
Bills have carefully examined and compared

H. B. No. 515, A bill to be entitled  
"An Act providing for the redemption  
of property sold under a judgment for  
taxes levied by any district organized  
under the laws of the State of Texas,  
and declaring an emergency,"

And find the same correctly engrossed.  
ROWELL, Chairman.

Committee Room,  
Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the  
House of Representatives.

Sir: Your Committee on Engrossed  
Bills have carefully examined and compared

H. B. No. 73, A bill to be entitled  
"An Act placing a closed season of two  
years on Mexican blue quail, partridge,  
quail, bob white and wild pheasant in  
certain counties; providing a penalty  
for the violation of same; repealing all  
laws in conflict herewith, and declaring  
an emergency,"

And find the same correctly engrossed.  
COVEY, Vice-Chairman.

#### REPORTS OF COMMITTEE ON EN- ROLLED BILLS.

Committee Room,  
Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the  
House of Representatives.

Sir: Your Committee on Enrolled  
Bills, to whom was referred

H. B. No. 549, "An Act exempting  
Travis county for a period of two years  
from the provisions of Chapter 12, Sec-  
tion 3, Acts of 1917, Third Called Ses-  
sion, as amended by Chapter 87, Section  
3, Acts of 1918, Fourth Called Session,  
and Chapter 172, Regular Session of the  
Thirty-eighth Legislature, and provid-  
ing for an emergency,"

Have carefully compared same and  
find it correctly enrolled.

STOUT, Chairman.

Committee Room,  
Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the  
House of Representatives.

Sir: Your Committee on Enrolled  
Bills, to whom was referred

H. B. No. 174, "An Act to acquit,  
quit-claim, grant and release unto  
Laura Weir Scott, her heirs and assigns  
all right, title and interest which the  
State of Texas now has or may here-  
after have in and to the tract of 110  
acres of land, more or less, part of the  
J. S. Irvine survey, situated in Hays  
and Travis counties, Texas, described  
in the deed dated April 19, 1922, exe-  
cuted by Mrs. Montie B. Botts to the  
said Laura Weir Scott and of record in  
book No. 335, pages 363 to 365 of the  
deed records of Travis county, Texas,  
which right, title and interest the State  
of Texas has or may have by virtue of  
the following provision contained in  
said deed, to wit; during the lifetime of  
the said Frank D. Scott, the said Laura  
Weir Scott shall not have any right nor  
power to sell, mortgage or encumber in  
any way the land hereby conveyed to her  
and if she, at any time, undertakes to  
so do, either directly or indirectly, then  
immediately and automatically all in-  
terest therein in her favor will abso-  
lutely terminate and end, and from that  
date or occurrence forward she will have  
no further interest in said property of  
any kind or character, but, in any such  
event or events, the title thereto will  
vest in fee simple together and equally  
in any lawful issue of her body then  
living and in the absence of any such  
living issue, same will revert and be-  
come the property of the State of Texas,"

Have carefully compared same and  
find it correctly enrolled.

STOUT, Chairman.

Committee Room,  
Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the  
House of Representatives.

Sir: Your Committee on Enrolled  
Bills, to whom was referred

H. B. No. 628, "An Act amending  
Chapter 33 of the General Laws of  
the Regular Session of the Thirty-  
seventh Legislature, so as to fix the  
terms of court in the counties compos-  
ing the Fourth Judicial District, and  
declaring an emergency,"

Have carefully compared same and  
find it correctly enrolled.

STOUT, Chairman.

Committee Room,  
Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the  
House of Representatives.

Sir: Your Committee on Enrolled  
Bills, to whom was referred

H. B. No. 555, "An Act to increase and fix the salary of the superintendent of public instruction of Harris county, Texas; providing for office and traveling expenses; repealing all laws and parts of laws in conflict herewith, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,  
Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 503, "An Act to exempt the county of Howard from the provisions and operations of Articles 7256 to 7304, inclusive, of Chapter 7, Title 124, of the Revised Civil Statutes of 1911, relating to the inspection of hides and animals; repealing all laws in conflict herewith, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,  
Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 473, "An Act to amend an Act of the Second Called Session of the Thirty-eighth Legislature, Chapter 29, entitled 'Enlarging the Megargel Independent School District; an act defining the boundaries of the Megargel County Line Independent School District; providing for the transportation of pupils; for assessing and collecting taxes; authorizing the trustees to sue for the collection of delinquent taxes; providing that said district assume payment of that pro rata part of indebtedness due by the district on account of territory taken out of said district by this act; providing that any part of this act being declaring invalid shall not affect other parts; giving the trustees the right to increase the area of said district,' and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,  
Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 544, "An Act to create the Ackerly Independent School District in Dawson, Borden, Howard and Martin counties, Texas,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,  
Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 561, "An Act creating the Halfway Independent School District, situated in Hale county, Texas; defining its metes and bounds; vesting it with rights, powers, duties and privileges of independent districts incorporated for school purposes only under the general laws; providing for a board of five (5) trustees therefor; providing a board of equalization, and prescribing the duties and authority of said board, and of said trustees; declaring valid a maintenance tax heretofore voted by said district; declaring valid all debts owing to and by said district, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,  
Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 558, "An Act creating and incorporating the Edna Independent School District in Jackson county, Texas,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,  
Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 219, "An Act to amend an Act passed at the Regular Session of the Thirty-eighth Legislature, being Chapter 171 of the General Laws passed by the Thirty-eighth Legislature and being 'An Act fixing in counties having a population in excess of one hundred fifty thousand inhabitants, the compensation of district attorneys and providing for the appointment of assistant district attorneys, investigators, stenographers

deputies and other employes, and providing for their salaries and the manner of their payment, and repealing all laws in conflict herewith with exceptions, and declaring an emergency,' by providing that in counties having a population in excess of 150,000 inhabitants and having no county attorney, one of the seven district attorneys authorized by the act to be appointed, shall receive a salary not to exceed four thousand eight hundred dollars per annum, instead of a salary not to exceed three thousand six hundred dollars per annum, as provided in the act amended, and two other of said assistants at salaries not to exceed three thousand six hundred dollars per annum each, instead of a salary not to exceed three thousand dollars per annum each, as is provided in the act amended, all payable monthly by said counties, by warrant drawn from the general funds thereof, and declaring an emergency."

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,

Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 672, "An Act to create Irwindell Independent School District in Dallas county, Texas," etc.,

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,

Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 578, "An Act creating Vogelsang Common School District No. 86 in Milam county, Texas,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,

Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 593, "An Act to amend Section 2, Chapter 40, Local and Special Laws, enacted by the Thirty-fourth Legislature in 1915, same being an amendment to San Saba county special road law, by adding thereto Section 2a, to

permit the issuance of bonds by San Saba county for the purpose of funding or refunding indebtedness incurred for road and bridge purposes, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,

Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 588, "An Act to amend Section 1, of Chapter 3, Special Laws of the Thirty-eighth Legislature, Third Called Session, the same being entitled 'An Act to create Roscoe Independent School District in Nolan county, Texas,'"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,

Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 673, "An Act relating to the Bexar Independent School District,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,

Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 600, "An Act to amend Article 3903 of the Revised Civil Statutes of the State of Texas, for 1911, as amended by the Thirty-third Legislature at its Regular Session, Chapter 121 and Chapter 142, of the General Laws, as amended by Chapter 55 of the General Laws of the Regular Session of the Thirty-fifth Legislature, and as amended by Chapter 32 of the General Laws of the Third Called Session of the Thirty-sixth Legislature, as amended by Chapter 96, of the General Laws of the Regular Session of the Thirty-seventh Legislature, authorizing county attorneys and district attorneys in counties having a population in excess of one hundred thousand inhabitants, where there is also a district attorney, to appoint deputies, or assistants; by adding Section 3903 A, providing that counties composing one judicial district, and the

population being between thirty-seven thousand five hundred and one hundred thousand, and the county attorney performs the duties of the county attorney and the district attorney,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,

Austin, Texas, March 18, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 658, "An Act providing for better and more efficient road construction and maintenance in De Witt county, Texas, being a local and special road law for said county; providing penalties for the violation of any of the provisions of this act, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,

Austin, Texas, March 17, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 100, "An Act for the purpose of promoting the public school interests of rural schools and those of small towns, of aiding the people to provide adequate school facilities for the education of their children by the appropriation of one and a half million (\$1,500,000) dollars per year, or so much thereof as may be necessary, for the next two fiscal years ending August 31, 1926, and August 31, 1927, respectively; allowing the State Board of Education and the State Superintendent of Public Instruction to aid such schools in accordance with the conditions herein specified; providing how such schools shall be located and school buildings constructed, furnished, and maintained; providing certain prerequisites for the granting of such aid, and providing no school having over four hundred scholars, or any school located in a district of over five hundred (500) scholars, shall receive such aid; giving preference to all school districts in which the available school fund together with the local district tax will not maintain the school six months in the year; limiting the amount which any school may receive; providing for aid for schools where extraordinary conditions prevent schools from meeting

stated requirements; providing assistance for such rural schools as will afford instruction and demonstration in home and farm vocations, according to plans approved by the State Department of Education; providing assistance for small districts which effect consolidation during the next two fiscal years; providing for the expenses of administration by action of the State Board of Education; providing for reports to be made to the State Superintendent of Public Instruction and to the State Board of Education; providing for the manner of payment and disbursement of all money granted under the provisions of this act; repealing all laws and parts of laws in conflict herewith, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,

Austin, Texas, March 18, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 523, "An Act fixing the compensation of county commissioners in counties having a population of not less than 17,000 according to the United States census, 1920, and which have an area of not less than 1060 square miles nor more than 1200 square miles, and which have assessed valuation of not less than \$10,000,000 and which do not contain a city or town of more than 7500, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,

Austin, Texas, March 14, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 382, "An Act making appropriations to pay the salaries of officers and employes of certain eleemosynary institutions of the State, and other expenses of maintaining and conducting them for the two fiscal years beginning September 1, 1925, and ending August 31, 1927, as follows, to wit: Confederate Woman's Home; State Confederate Home; State Colony for Feeble-Minded; Deaf, Dumb and Blind Institute for Colored Youths; East Texas Hospital for the Insane; State Epileptic Colony; Girls' Training School; Home for De-

pendent and Neglected Children; North Texas Hospital for the Insane; Northwest Texas Hospital for the Insane; Southwestern Insane Asylum; State Juvenile Training School; State Lunatic Asylum; State Pasteur Institute; State Lunatic Asylum Annex; State Orphans'

Home; State Tuberculosis Sanatorium; State Hospital for Crippled and Deformed Children, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

In Memory  
of  
Col. W. B. Wortham

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Mr. Smith of Travis offered the following resolution:

Whereas, Colonel W. B. Wortham, an honored citizen of this State and for many years State Treasurer of Texas, and recently held other positions of honor and trust under the laws of Texas, notably installing the oil and gas divisions of the Railroad Commission;

Whereas, The father of Colonel Wortham was a member of the First Legislature after reconstruction; and

Whereas, Colonel Wortham served his party and country faithfully in aiding to eject the last Republican Governor, E. J. Davis, from office after the election of Governor Richard Coke, to succeed him, and thereafter served his State for more than a quarter of a century; and

Whereas, Colonel Wortham on his return from a meeting of his Masonic lodge, January 3, 1925, was struck by an automobile and instantly killed; therefore, be it

Resolved, by this House, That a page in the Journal be set aside and dedicated to his memory, and that we extend to his wife and children, and to his brother, Hon. Louis J. Wortham, a former member of the Texas Legislature, our sympathy in their loss.

SMITH of Travis,  
POOL.

The resolution was read second time and was adopted.

In Memory  
of  
Hon. J. W. Stanford

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Mr. Baker of Panola offered the following resolution:

Whereas, It has been reported to the House of Representatives of the Thirty-ninth Legislature of Texas that Hon. J. W. Stanford, Representative from Panola county in the Thirtieth Legislature departed this life at Beaumont, Texas, on the 16th day of March, 1925; and

Whereas, The said Hon. J. W. Stanford was a most faithful representative of his people and a most worthy and estimable citizen from every standpoint of exalted and noble character; now, therefore, be it

Resolved, That this House extend to the bereaved family its sincere condolence, and that when this body do adjourn this day it shall be in honor to the memory of Hon. J. W. Stanford, and that these resolutions be spread in today's Journal and a copy thereof be mailed by the Chief Clerk to the bereaved family of Hon. J. W. Stanford.

BAKER of Panola,  
NICHOLSON.

The resolution was read second time and was adopted.